JOURNAL

OF THE

ASSEMBLY

OF THE

STATE

OF

NEW-YORK;

AT THEIR TWENTY-SECOND SESSION, BEGAN AND HELD AT THE CITY OF ALBANY, THE NINTH DAY OF AUGUST, 1798.

ALBANY:

Printed by LORING ANDREWS & Co. PRINTERS TO THE STATE.

48

12 6

137

BRITISH MUSEUM

JOURNAL OF THE ASSEMBLY.

STATE OF NEW-YORK.

ASSEMBLY CHAMBER IN THE CITY OF ALBANY,

THURSDAY, AUGUST 9*th*, 1798.

HIS Excellency the Governor, having iſſued his Proclamation on the ſecond day of July laſt, for convening the Legiſlature at this place on this day, the ſeveral Gentlemen whoſe names in the following liſt are marked with an *aſteriſm*, appeared in the Aſſembly Chamber. The ſaid liſt contains the names of all the Repreſentatives in Aſſembly for the current year, except the Repreſentative from the County of Kings, from which no return hath yet been made.

From the City and County of Albany.

* Dirck Ten Broeck,
* Philip P. Schuyler,
* Johan Joſt Dietz,
* Thomas E. Barker,
* Prince Doty,
* Jeremiah Lanſingh,
* Joſeph Shurtleff,
* James Bill,
* Andrew N. Heermance.

From the City and County of New-York.

* Thomas Storm,
* Aaron Burr,
James Fairlie,
* James Hunt,
* Philip I. Arcularius,
* John B. Prevoſt,
* Richard Furman,
* Ezekiel Robins,
* Elias Nexſen,
* John Swartwout,
* Ebenezer S. Burling,
* William Boyd,
* John A. Wolfe.

From the County of Saratoga.

* Adam Comſtock,
* Seth C. Baldwin,
* James Waren,
* Henry Corl, jun.
Samuel Clark.

From the County of Herkimer.

* Phineas Gates,
* John Cummin's, junior,
* Ludwick Campbell.

From the County of Columbia.

* John M'Kinſtry,
* Peter B. Ten Broeck,
* Eliſha Gilbert,
* Samuel Ten Broeck,
* Killian Hogeboom,
* Charles M'Kinſtry.

From the County of Orange.

* Moſes Philips,
* John Blake, jun.
* Hendric Smith,
* James Burt,
* David M. Weſtcott.

From the County of Queens.

* John I. Skidmore,
* John M. Smith,
* William Mott,
* Robert Moore.

From the County of Delaware.

* Elias Butler,
* Eraſtus Root.

From the County of Rockland.

* Benjamin Coe.

From the County of Renſſelaer.

* John W. Schermerhorn,
* Jacob A. Fort,
* Jonathan Hoag,
* Daniel Gray,
* John I. Van Renſſelaer,
* Cornelius Lanſing.

From the County of Oneida.

* Henry M'Neil,
* Abel French,
* David Oſtrom.

From the County of Montgomery.

* Jacob Snell,
* Stephen Reynolds,

* Peter Voorhis,
* Henry Pawling,
* Archibald M'Intyre,
* Simon Veeder.

From the County of Chenango.

Obadiah German,
* Nathaniel King.

From the County of Onondaga.

John Richardſon,
* Edward Paine.

From the County of Ulſter.

* John A. De Witt,
* Jacobus S. Bruyn,
* Martin G. Schuneman,
* Peter Lefevre, jun.
* Gerrit Abeel.

From the County of Weſtcheſter.

Abel Smith,
* Charles Teed,
* Iſrael Honeywell,
* Elijah Lee,
William Adams.

From the County of Tioga.

* Mathew Carpenter.

From the County of Suffolk.

* Joſhua Smith, jun.
John Smith,
* Nicoll Floyd,
* Jared Landon.

From the County of Waſhington.

* David Hopkins,
* Edward Savage,
* Seth Crocker,
* David Thomas,
* Philip Smith,
* Charles Kane.

From the County of Richmond.

* Paul Micheau.

From the County of Dutcheſs.

* Ebenezer Mott,
* Platt Smith,
* Henry Dodge,
* Robert Johnſton,
Jonathan Soule,
Lemuel Clift,
* Abraham Adriance,
* William Tabor,
* William Pearce,
* John Van Benthuiſen.

From the Counties of Ontario *and* Steuben.

* Amos Hall,
Charles Williamſon.

From the County of Clinton.

* Aſa Adgate.

From the County of Otſego.

* Jedediah Peck,
* Joſhua Dewey,
* Benjamin Gilbert,
* Francis Henry.

From the County of Schohary.

* Peter Swart.

The Hon. Stephen Van Renſſelaer, Eſq. one of the commiſſioners appointed for that purpoſe, attended in the Aſſembly chamber, and the members preſent, reſpectively took and ſubſcribed before him the oath of abjuration, and the oath of allegiance, as by law directed, and alſo the oath to ſupport the Conſtitution of the United States.

The Houſe then proceeded to chooſe by ballot, a Speaker; the ballots being taken and counted, it appeared that Dirck Ten Broeck was duly elected: thereupon,

Reſolved, That Dirck Ten Broeck be and he is hereby appointed Speaker of this Houſe, and he was placed in the chair accordingly.

Reſolved, That James Van Ingen be and he is hereby appointed Clerk to this Houſe.

Reſolved, That Ephraim Hunt be and he is hereby appointed ſergeant at arms to this Houſe.

Reſolved, That Peter Hanſen be and he is hereby appointed doorkeeper to this Houſe.

Ordered, That Mr. Robins and Mr. Van Renſſelaer wait on his Excellency the Governor and inform him that this Houſe is met and ready to proceed on buſineſs.

Ordered, That Mr. Hall and Mr. Floyd wait on the Hon. the Senate and inform them this Houſe is met and ready to proceed on buſineſs.

A meſſage from the Hon. the Senate was delivered by Mr. Clark and Mr. Mathews, that the Senate were met and ready to proceed on buſineſs.

Mr. Robins reported, that purſuant to the order of the Houſe, Mr. Van Renſſe-

laer and himſelf had waited on his Excellency the Governor, and delivered him the meſſage from this Houſe, and that his Excellency was pleaſed to ſay that he would ſend a meſſage by his Secretary.

Mr. Hall reported, that purſuant to the order of the Houſe, Mr. Floyd and himſelf had waited on the Hon. the Senate and delivered the meſſage from this Houſe.

A meſſage from his Excellency the Governor, by his private Secretary, that his Excellency will immediately meet this Houſe in their Chamber.

His Excellency the Governor having accordingly met this Houſe in their Chamber, and his Excellency and the Hon. the Senate, who had alſo attended, having reſpectively retired, Mr. Speaker reported to the Houſe, that his Excellency had been pleaſed to make a Speech, to both Houſes of the Legiſlature, and had delivered him a copy thereof, the ſame being read, is in the words following, to wit :

Gentlemen of the Senate and Aſſembly,

PERCEIVING the various objections which oppoſed the holding a ſpecial ſeſſion of the Legiſlature, and particularly at this ſeaſon of the year, it was not until after very mature reflection, that I became convinced that it was my duty to convene you. The reaſons on which that opinion was founded, have been made known ; and ſubſequent events have not diminiſhed their force. Our national affairs in relation to France, had, ſince the laſt ſeſſion, aſſumed an aſpect ſo ſerious and alarming, as to induce the government of the United States to communicate to the public, the information contained in the State Papers which will be laid before you ; and thereby to appriſe the nation of the dangers which demanded immediate attention to their defence and ſecurity. Although aware that this great buſineſs belonged to the national government, yet how far the ſafety and eſſential intereſts of this State required that auxiliary and correſpondent meaſures on her part ſhould be taken without delay, was a queſtion more proper for you than for me to conſider and decide ; and that it might without loſs of time be ſubmitted to your conſideration, a ſpecial ſeſſion was indiſpenſable.

From the diſintereſted and friendly attentions early and repeatedly paid to the Government of the French Republic ; and particularly in not only recognizing its independence and authority at a delicate criſis ; but alſo in paying to it, before all the ſtipulated periods had arrived, the whole debt contracted under the Monarchy, the United States had reaſon to expect that the moſt ſcrupulous regard would have been ſhewn by that Republic, to all the rights which belonged to their independent, pacific and neutral ſituation. But theſe expectations, however rational, proved to be deluſive. The rulers of that Republic immediately endeavoured to take undue advantage of this friendly diſpoſition, and did not heſitate to practiſe improper arts, and to make overbearing attempts to involve us in their wars, and for their objects ; and that without any regard to the ſtate of peace and tranquility with which Providence had bleſſed us, and which it was not leſs our duty than our intereſt to preſerve and maintain, until reaſons the moſt cogent and indiſpenſable ſhould render a recurrence to arms neceſſary and juſtifiable.

It is remarkable that from the arrival of the firſt miniſter ſent here by that Republic, their conduct towards us has been conſtantly becoming more and more diſreſpectful, offenſive and inimical ; notwithſtanding the ſincere and conciliatory overtures made to them by the United States. Two Legations ſent to them with ample powers and inſtructions to propoſe, and even to requeſt an amicable diſcuſſion and ſettlement of differences, have been treated and repelled in a manner repugnant to juſtice and decorum ; and the late very reprehenſible and diſguſting demands which have been made, leave no room for us to believe or hope that peace with the United States is among the objects of the preſent Directory. The intrigues and violence by which ſeveral European republics have been ſubjugated and impoveriſhed, and by which the peace and neutral rights of other unoffending nations continue to be diſturbed and violated, caſt light on the deſigns and views of France in their treatment of this country. They unite in admoniſhing us to guard againſt that ſyſtem of deception, domination and rapine, which embracing

both Europe and America, will, with reſpect to the latter, be ſtill more decidedly manifeſted in caſe the Directory ſhould acquire a preponderancy on the ocean.

Very wiſely therefore has the government of the United States called upon the nation to prepare for defence, and very incumbent it is on every State, and on every citizen, to co-operate in providing for the general ſecurity. Whether any and what meaſures conducive to that end, ſhould now be adopted by this ſtate, is a ſubject which deſerves your ſerious conſideration. It is a queſtion which comprehends ſeveral intereſting objects. The defence of our Port, reſpecting which ſome papers will be laid before you—the defects of the militia laws—the want of arſenals—and of ſundry articles of military ſtores—and of appropriated funds for contingent military ſervices—are with others of the like kind worthy of attention.

While ſecurity is in queſtion, the expence of providing for it is a ſecondary conſideration. The objects before-mentioned cannot be accompliſhed without more expenſe than the United States can ſeaſonably and fully provide for. I am appriſed of the ſtate of our Treaſury; and that it has been greatly exhauſted by appropriations heretofore made by the Legiſlature: but as on the one hand, no money can be taken from it without Legiſlative authority, ſo on the other it can only be repleniſhed by ſuch means as may be preſcribed by law. It is to be regretted that too many of our citizens ſeem to have inadvertently flattered themſelves, that, unlike all other people paſt and preſent, they were to live exempt from Taxes. To the influence of this error it is owing that the State is at this moment in debt, and paying intereſt for money which in my opinion, it would have been more wiſe to have collected by a Tax, than to have obtained on loan. To me it appears to be for the intereſt of the ſtate, that the principal of our funds, unleſs on great and urgent occaſions, ſhould remain untouched; and that whenever our neceſſary expences exceed our income, the deficiency ſhould be ſupplied by taxes judiciouſly and impartially impoſed. The confidence I have in the good ſenſe of our conſtituents perſuades me, that every tax adopted on proper occaſions, and for neceſſary purpoſes, and on an equitable plan, will meet with their approbation; eſpecially when they reflect that all the officers of the government, and every member of the Legiſlature, muſt partake in its inconveniencies.

But whatever difficulties or differences in opinion may exiſt or occur relative to our domeſtic expences, it certainly becomes us, unanimouſly and firmly to reſolve that they ſhall not be encreaſed by tribute and contributions to any foreign nation. The great ſovereign of the univerſe has given us independence, and to that ineſtimable gift has annexed the duty of defending it. We may be involved in a ſevere conteſt, but we have no reaſon to deſpair of ſucceſs. The United States cannot be conquered but by civil diſcord under foreign direction; and it is uſeful to recollect, that to this cauſe all fallen Republics have owed their deſtruction. Hiſtory will declare to future ages, that the United States were as kind as a neutral nation could with juſtice be, to the Republic of France, in the day when her deſtiny was doubtful. It is to be hoped that hiſtory will alſo declare, that when in the day of her power, France became tyrannical as well as triumphant, and had indecently required us to deſcend and take a Place among her tributaries: the United States with great magnanimity and not with leſs wiſdom ſpurned her requiſitions, and maintained their dignity.

Permit me to conclude by aſſuring you, that I ſhall moſt cordially co operate with you in cheriſhing a ſpirit of union and of patriotiſm; and in encouraging and enabling the citizens of this ſtate to take not only a due and neceſſary, but a diſtinguiſhed part in preſerving and tranſmitting to poſterity, our national honor unſullied, and our national rights and ſovereignty undiminiſhed.

Albany, Auguſt 9th, 1798. JOHN JAY.

Ordered, That the ſpeech of his Excellency the Governor, together with the papers, be committed to a committee of the whole Houſe.

Ordered, That the Speech of his Excellency the Governor, be forthwith printed, and that three hundred copies thereof be furniſhed for the uſe of this Houſe, and that the Clerk ſuperintend the printing thereof.

Then the Houſe reſolved itſelf into a committee of the whole houſe, on the ſpeech of his Excellency the Governor, and the papers accompanying the ſame, and after

ome time ſpent theron, Mr. Speaker reſumed the chair, and Mr. Swartwout from he ſaid Committee reported, that the Committee had agreed to a reſolution, that respectful addreſs be preſented to his Excellency the Governor, in anſwer to his peech, and that a committee be appointed to prepare a draft of ſuch addreſs, which e was directed to report to the Houſe; and that he was alſo directed to move for eave to ſit again.

Mr. Swartwout read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the ſaid Committee have leave to ſit again. Thereupon,

Reſolved, That a reſpectful addreſs be preſented to his Excellency the Governor, n anſwer to his ſpeech, and that Mr. Prevoſt, Mr. King and Mr. Van Renſſelaer e a Committee to prepare a draft of ſuch addreſs.

Then the Houſe adjourned until ten o'clock to-morrow morning.

FRIDAY, *ten o'clock, A. M. Auguſt 10th*, 1798.

Reſolved, That the Rev. John Baſſett, the Rev. Thomas Elliſon, the Rev. Anhony Theodore Braun, the Rev. John B. Johnſon, and the Rev. Alexander Miller e, and they are hereby appointed Chaplains to this Houſe, to open the buſineſs hereof daily with prayer, and that the Clerk requeſt them to make ſuch arrangements among themſelves, as that one of them may be preſent daily to open the buſineſs of the Houſe with prayer.

Ordered, That Mr. John M. Smith, Mr. Comſtock, Mr. French, Mr. S. Ten-Broeck and Mr. Savage be a committee of ways and means.

Ordered, That Mr. J. Lanſingh, Mr. Phillips, Mr. Landon, Mr. Lee, and Mr. Gates be a committee for courts of juſtice, that all members who attend have voices; hat they have power to ſend for perſons, papers and records, and that they from ime to time report their proceedings with their opinions thereon to the Houſe.

Ordered, That Mr. Furman, Mr. Floyd, Mr. Hoag, Mr. M'Neil and Mr. Pearce e a committee for grievances; that all members who attend have voices; that hey have power to ſend for perſons and papers, and that they from time to time report their proceedings with their opinions thereon to the Houſe.

Ordered, That Mr. Hopkins, Mr. Bruyn, Mr. Butler, Mr. Robins and Mr. Dewey e a committee of privileges and elections; that all members who attend have voices; hat they have power to ſend for perſons, papers and records, and that they from time to time report their proceedings with their opinions thereon to the Houſe.

Ordered, That Mr. Philip Smith, Mr. Cummings, Mr. Joſhua Smith, Mr. Dodge and Mr. Shurtleff be a committee to inſpect what laws have expired or are near expiring, and that they from time to time report to the Houſe, which of them they judge neceſſary to be revived or continued, and likewiſe what new laws they ſhall conceive neceſſary to be made for the benefit of the State.

Samuel Clark, one of the members of this Houſe, returned as duly elected in the county of Saratoga, Charles Williamſon, one of the members of this Houſe, returned as duly elected in the counties of Ontario and Steuben, and Obadiah German, one of the members of this Houſe, returned as duly elected in the county of Chenango, appeared in the Aſſembly chamber.

Ordered, That Mr. Savage and Mr. Schermerhorn attend before one of the commiſſioners appointed to adminiſter oaths, with Mr. Clark, Mr. Williamſon and Mr. German, and ſee them duly qualified.

Three ſeveral petitions of debtors confined in the gaols of the counties of Columbia, Dutcheſs and Herkemer, and three ſeveral petitions of inhabitants of the city of Albany, and the counties of Montgomery and Herkemer, praying alterations in the exiſting laws relative to the confinement of perſons for debt, were read, and referred to Mr. Hopkins, Mr. C. M'Kinſtry, Mr. Burr, Mr. Oſtrom, and Mr. Heermance.

Mr. Savage reported, that purſuant to the order of the Houſe, Mr. Schermerhorn and himſelf had attended before the Hon. Stephen Van Renſſelaer, Eſq. one of the commiſſioners appointed to adminiſter oaths, with Mr. Clark, Mr. Williamſon and Mr. German, and had ſeen them duly qualified, before the ſaid commiſſioners, by taking and ſubſcribing the oath of abjuration and allegiance, as by law required, and the oath to ſupport the Conſtitution of the United States.

Ordered, That Mr. Clark, Mr. Williamſon and Mr. German do take their ſeats.

William Adams and Abel Smith, two of the members of this Houſe, returned as duly elected in the County of Weſtcheſter, appeared in the Aſſembly Chamber.

Ordered, That Mr. M'Neil and Mr. Hall attend before one of the commiſſioners appointed to adminiſter oaths, with Mr. Adams and Mr. Smith, and ſee them duly qualified.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read and is in the words following, to wit:

GENTLEMEN,

The Legiſlature, by an act paſſed at the laſt ſeſſion appropriated three thouſand dollars for the purpoſe of erecting an arſenal in the city of New-York. I find it to be impoſſible to have an uſeful one built for that ſum, and it did not appear to me adviſable to begin one on a plan that would require a larger ſum, under an expectation that further and future appropriations would be made to carry it on and finiſh it.

JOHN JAY.

Albany, Auguſt 10th, 1798.

Ordered, That the ſaid meſſage of his Excellency the Governor, be committed to a committee of the whole Houſe, when on the ſpeech of his Excellency the Governor, and the papers accompanying the ſame.

A letter from Samuel A. Otis, Eſquire, Secretary of the Senate of the United States, accompanying a copy of the journals of the Senate at the ſecond ſeſſion of the fifth Congreſs, was read.

Ordered, That the Clerk of this Houſe do prepare and tranſmit an anſwer to Mr. Otis.

Mr. M'Neil reported, that purſuant to the order of the Houſe, Mr. Hall and himſelf had attended before the Hon. Stephen Van Renſſelaer, Eſq. one of the commiſſioners appointed to adminiſter oaths, with Mr. Adams and Mr. Abel Smith, and had ſeen them duly qualified by taking and ſubſcribing before the ſaid commiſſioner the oath of abjuration and allegiance, as by law required, and the oath to ſupport the Conſtitution of the United States.

Ordered, That Mr. Adams and Mr. Abel Smith do take their ſeats.

Ordered, That the Clerk cauſe one hundred and fifty printed copies of the rules of this Houſe to be forthwith furniſhed for the uſe of the members.

Mr. Swartwout, from the committee of the whole Houſe, on the ſpeech of his Excellency the Governor, and the papers accompanying the ſame, reported that the committee had agreed to the following reſolutions, to wit:

Reſolved, As the ſenſe of this committee, that a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to the defence of the port of New-York, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to the militia laws, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to arſenals and military ſtores, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to taxation, and report their opinion thereon to the Houſe.

Which he was directed to report to the Houſe; he alſo reported that the committee had made further progreſs and had directed him to move for leave to ſit again. Mr. Swartwout read the report in his place and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid committee have leave to ſit again: thereupon,

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, relative to the defence of the port of New-York, and report their opinion thereon to the Houſe; and that Mr. Burr, Mr. Williamſon, Mr. Bill, Mr. Swartwout and Mr. Gray be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of

is Excellency the Governor's ſpeech relative to the militia laws, and report their opinion thereon to the Houſe, and that Mr. Henry, Mr. Kane, Mr. Boyd, Mr. Abeel and Mr. Moore be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to arſenals and military ſtores, and report their opinion thereon to the Houſe, and that Mr. Schuyler, Mr. P. Ten Broeck, Mr. Reynolds, Mr. Adriance and Mr. Hall be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to taxation, and report their opinion thereon to the Houſe, and that Mr. Burr, Mr. Butler, Mr. Hopkins, Mr. Floyd, Mr. Comſtock, Mr. Williamſon and Mr. Platt Smith be of the ſaid committee.

Mr. Burr from the committee to whom was referred that part of his Excellency the Governor's ſpeech relative to the defence of the port of New-York, reported, that the port and harbour of New-York is not in a ſuitable ſtate of defence, that it is an object of the utmoſt importance to the honor and welfare of the State, and that in the opinion of the committee appropriations competent thereto ſhould be made by the Legiſlature without delay; which report was agreed to by the Houſe.

Therupon, *Ordered*, That the ſaid committee do prepare and bring in a bill or bills for the purpoſes ſuggeſted in the ſaid report, and alſo relative to arſenals and military ſtores, and that the members compoſing the committee to whom was referred that part of his Excellency the Governor's ſpeech relative to arſenals and military ſtores, be added to the ſaid laſt mentioned committee.

Then the Houſe adjourned until nine o'clock to-morrow morning.

SATURDAY, *nine o'clock, A. M. Auguſt 11th*, 1798.

Ordered, That the committee of the whole Houſe, be diſcharged from the further conſideration of the meſſage of his Excellency the Governor, of yeſterday, relative to an arſenal in the City of New-York; and that the ſame be referred to the committee appointed to take into conſideration thoſe parts of his Excellency's ſpeech which relate to the defence of the port of New-York, and to arſenals and military ſtores.

John Smith, a member of this Houſe, returned as duly elected in the County of Suffolk, and John Richardſon, a member of this Houſe, returned as duly elected in the County of Onondaga, appeared in the Aſſembly Chamber.

Ordered, That Mr. Adgate and Mr. Adriance, attend before one of the commiſſioners appointed to adminiſter oaths, with Mr. Smith and Mr. Richardſon and ſee them duly qualified.

Sundry petitions relative to the impriſonment of Debtors, were read and referred to Mr. Hopkins, Mr. C. M'Kinſtry, Mr. Burr, Mr. Oſtrom and Mr. Heermance.

Mr. Adgate reported that purſuant to the order of the Houſe, Mr. Adriance and himſelf had attended before the Hon. Stephen Van Renſſelaer, Eſq. one of the commiſſioners appointed to adminiſter oaths, with Mr. Smith and Mr. Richardſon, and had ſeen them duly qualified by taking and ſubſcribing the oath of abjuration and the oath of allegiance, as by law required, and the oath to ſupport the Conſtitution of the United States.

Ordered, That Mr. Smith and Mr. Richardſon do take their ſeats.

Mr. Philip Smith, from the committee appointed to inſpect what laws have expired, or are near expiring; and to report which of them they judge neceſſary to be reviſed or continued, and likewiſe what new laws they ſhall conceive neceſſary for the benefit of the State; reported,

That by the act entitled "An act to regulate the returning and impanneling of jurors," paſſed the 3d day of April, 1798, it is made the duty of the Superviſor, Town clerk, and aſſeſſors, or a majority of them in the ſeveral towns in this State, on or before the firſt Tueſday of July then next, "to cauſe a liſt to be made out of the names of the perſons qualified and in their opinion competent to ſerve as jurors in the reſpective courts of juſtice within this ſtate, and to file the ſame in the clerk's office of the County in which they reſide, on or before the firſt day of Auguſt then next following; which ſaid returns the committee have reaſon to believe, have been omitted to be made in ſeveral of the towns, for want of information re-

ſpecting the aforeſaid law ; that the committee are therefore of opinion, that the period for making the ſaid returns, ought to be extended ; and had directed him to move for leave to bring in a bill for ſuch purpoſe ; leave being given, Mr, Smith brought in the ſaid bill, entitled " An act to amend the act entitled " an act to regulate the returning and impanneling of jurors for the trial of iſſues," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read the ſecond time, and committed to a committee of the whole houſe.

Mr. R. Smith, in behalf of Mr. Swartwout from the committee of the whole Houſe on the ſpeech of his Excellency the Governor, and the papers accompanying the ſame, reported, that the committee had agreed to a reſolution in the words following, to wit :

Reſolved, as the ſenſe of this Committee, that a committee be appointed to take into conſideration that part of his Excellency the Governors ſpeech, relative to appropriated funds for contingent military ſervices ; and report their opinion thereon to the Houſe, which he was directed to report to the Houſe ; Mr. Smith alſo reported, that the committee had made further progreſs, and that he was directed to move for leave to ſit again ; Mr. Smith read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid committee have leave to ſit again ; thereupon,

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, relative to appropriated funds for contingent military ſervices, and report their opinion thereon to the Houſe ; and that Mr. Hunt, Mr. M'Intire, Mr. B. Gilbert, Mr. Heermance, and Mr. Honeywell, be of the ſaid committee.

Mr. Van Renſſelaer, in behalf of the committee appointed to prepare and report a draft, of a reſpectful addreſs to his Excellency the Governor, in anſwer to his ſpeech, reported that the ſaid committee had prepared a draft accordingly, which he read in his place, and delivered the ſame in at the table, where it was again read; the chairman, Mr. Prevoſt, having diſapproved of the report.

Ordered, That the ſaid draft of an addreſs be committed to a committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole houſe, on the ſaid draft of an addreſs, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Storm from the ſaid committee reported, that the committee had made progreſs, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Ordered, That the Clerk of this Houſe cauſe one hundred and eight copies of the ſaid draft of an addreſs to be forthwith printed, for the uſe of the members.

Reſolved, That the Rev. Mr. Nott, and the Rev. Mr. Jefferſon, be and they are hereby appointed additional Chaplains to this Houſe, and that the Clerk notify thoſe gentlemen of their appointment.

Mr. Henry, from the committee to whom was referred that part of his Excellency the Governor's ſpeech, relative to the militia laws, reported that, in the opinion of the committee, the exiſting militia laws require alterations, and that he was directed to move for leave to bring in a bill for that purpoſe.

Ordered, That leave be given accordingly.

Mr. Reynolds made a motion that the Houſe ſhould agree to a reſolution which was read, and is in the words following, viz.

Reſolved, That a committee be appointed to prepare and report a draft of a reſpectful addreſs to the Preſident of the United States, aſſuring him of the warmeſt attachment of this Houſe to the intereſts of the Union, and of its moſt cordial approbation of his adminiſtration ; and that . be a committee to prepare ſuch draft.

Ordered, That the conſideration of the ſaid reſolution be poſtponed until Monday next.

Then the Houſe adjourned until Monday morning next, at ten o'clock.

MONDAY, *ten o'clock, A. M. Auguſt 13th*, 1798.

Killian Hogeboom, one of the members of this Houſe, returned as duly elected n the county of Columbia, and Lemuel Clift, one of the members of this Houſe, eturned as duly elected in the county of Dutcheſs, appeared in the Aſſembly hamber.

Ordered, That Mr. Arcularius and Mr. Baldwin attend with Mr. Hogeboom and Mr. Clift before one of the commiſſioners appointed to adminiſter oaths, and ſee hem duly qualified.

A petition of John Boyd, jun. and others, debtors confined in the gaol of the ounty of Saratoga, and a petition of John Thompſon and others, inhabitants of he ſaid county, praying alterations in the exiſting laws relative to impriſonment or debt, were ſeverally read and referred to Mr. Hopkins, Mr. C. M'Kinſtry, Mr. Burr, Mr. Oſtrom and Mr. Heermance.

Mr. Arcularius reported, that purſuant to the order of the Houſe, Mr. Baldwin nd himſelf had attended before Joſiah Ogden Hoffman, Eſq. one of the commiſſioners appointed to adminiſter oaths, with Mr. Hogeboom and Mr. Clift, and had ſeen them duly qualified, by taking and ſubſcribing before him the oath of abjuration and allegiance as by law required, and the oath to ſupport the conſtitution of the United States.

Ordered, That Mr. Hogeboom and Mr. Clift do take their ſeats.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Addiſon and Mr. Beeckman, was read and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Senate and Aſſembly will on Friday at twelve of the clock, nominate and appoint a Senator to repreſent this State in the Senate of the Congreſs of the United States, in the room of the Hon. John Sloſs Hobart, whoſe ſeat became vacant during the receſs of the Legiſlature, which vacancy has been ſupplied by the temporary appointment of the Hon. William North, by the Executive.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Adams and Mr. Abeel deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Addiſon and Mr. Beeckman, was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That a joint committee be appointed to prepare an addreſs of the Legiſlature of this State to the Preſident of the United States of America, declaring their approbation of the meaſures he has taken to accommodate differences and preſerve peace with the French republic, and aſſuring him of the reſolution of the people of this State to ſupport the Conſtitution and Government of the United States, and at every hazard to maintain and defend our national honor and independence; and in caſe of ſuch concurrence that Mr. Jones, Mr. Spencer and Mr. Foote be of the ſaid committee on the part of the Senate.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution, and that Mr. Bill, Mr. Hunt, Mr. Tabor, Mr. Hopkins and Mr. Dewey be of the ſaid committee on the part of this Houſe.

Ordered, That Mr. Adams and Mr. Abeel deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. Burling from the committee of the whole Houſe on the bill entitled "*An act to amend the act entitled "An act to regulate the returning and impannelling of jurors for the trial of iſſues*," reported progreſs: thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the ſaid bill, and that the ſame be committed to a ſelect committee conſiſting of Mr. Burr, Mr. Hopkins and Mr. Clift.

Mr. Hunt from the committee to whom was referred that part of his Excellency the Governor's ſpeech, which relates to appropriated funds for contingent military ſervices, reported, that in the opinion of the committee, adequate proviſion ought to be made for that purpoſe by adding a competent ſum to the eſtimate of the

neceſſary expenſes to be provided for, and that a clauſe ought to be added to ſome proper bill to appropriate the ſame for that uſe. Which report was agreed to by the Houſe.

Ordered, That the ſame committee do prepare and bring in ſuch clauſe.

Mr. Storm from the committee of the whole Houſe on the draft of an addreſs in anſwer to the ſpeech of his Excellency the Governor, reported the proceedings of the committee to have been as follows, viz. that after the ſaid draft had been read in the committee, Mr. Van Renſſelaer made a motion that the committee ſhould agree to a ſubſtitute for the ſaid draft, which was read and is in the words following, viz.

To his Excellency John Jay, Eſq. Governor of the State of New-York.

SIR,

Impreſſed with a full conviction, that in calling a ſpecial ſeſſion of the Legiſlature at this unuſual ſeaſon, you have been governed by a ſtrong ſenſe of duty, and the imperious neceſſity of the occaſion, we ſubmit cheerfully to the inconveniencies which attend it.

We concur in opinion, that the alarming ſtate of our national affairs, demands the moſt vigilant attention to our ſecurity and defence; and ſo far as it depends on us, we ſhall willingly adopt ſuch meaſures as may appear to us beſt calculated to attain thoſe objects.

It is to be regretted, that the repeated, diſintereſted and friendly attentions of our government to the Republic of France, have not produced the happy effects we had reaſon to expect.

This unfavorable reſult is a convincing proof of the ſolemn truth which your Excellency has expreſſed, that peace with the United States, is not among the objects of the Directory. Admoniſhed by multiplied examples in Europe, that civil diſcord, directed by a foreign hand, is the bane of Republican Governments, we feel perſuaded that the virtue and patriotiſm of the great body of our fellow citizens will repel with equal firmneſs the diplomatic arts, and open violence of the French Directory.

The United States have obtained a diſtinguiſhed rank among the nations of the earth: their Independence is a ſacred depoſit: their means of defence are ample, and their ſituation favourable; with theſe advantages on their ſide, they will meet magnanimouſly the arduous conflict with which they are threatened, and exhibit to an admiring world no leſs valor in maintaining than was diſplayed in atchieving their Liberty.

Permit us to conclude by aſſuring your Excellency that we will zealouſly unite with the other branches of the Government, in every proper and efficient meaſure to vindicate our national honor and ſovereign rights.

That Mr. Hopkins made a motion that the committee ſhould agree to a ſubſtitute in the room of the one propoſed by the motion of Mr. Van Renſſelaer, in the words following, viz.

To his Excellency John Jay, Eſq. Governor of the State of New-York.

SIR,

Being fully convinced that your Excellency, in convening this extraordinary ſeſſion of the Legiſlature, has been ſolely influenced by a juſt and attentive regard to the public welfare, and that the meaſure is warranted by the very critical ſituation of public affairs, it is with the utmoſt promptitude, that we meet your Excellency at this important and alarming criſis.

Permit us to aſſure your Excellency, that the ſeveral important ſubjects ſubmitted to our conſideration, in your Excellency's ſpeech, and the papers accompanying the ſame, ſhall receive our ſincere deliberation.

The neceſſary appropriations for the defence of the ſtate, for the erection of arſenals, and for a ſuitable ſupply of military implements and ſtores, will in a particular manner engage our immediate attention.

It is with pleaſure we receive, and with great ſincerity that we reciprocate your Excellency's aſſurances of a determination to cheriſh a ſpirit of union, and patriotiſm, and we ſhall moſt cheerfully co-operate with your Excellency in encouraging

and enabling our citizens to tranſmit to poſterity, our national honor, and our national rights unſullied, and undiminiſhed.

That Mr. Prevoſt made a motion, that the committee ſhould agree to a ſubſtitute in the room of the ſeveral ſubſtitutes propoſed by the motions of Mr. Hopkins, and Mr. Van Renſſelaer, which was read, and is in the words following, viz.

To his Excellency, John Jay, Governor of the State of New-York.

SIR,

Although we regret, yet we acknowledge the neceſſity of this ſpecial ſeſſion of the Legiſlature, and we conſider the conduct of your Excellency on this occaſion as a new inſtance of regard, and attention to the welfare and intereſt of the State.

We cannot perceive, nor do we enquire into the cauſes that have induced the government of the United States, to delay a proviſion for an object ſo important to the Union, as the defence of the city and harbor of New-York: yet we feel it our duty, and it is our determination, to provide againſt the danger which threatens us, perfectly coinciding with your Excellency in opinion, that while ſecurity is the queſtion, the expence of providing for it is a ſecondary conſideration, and we cannot doubt but that our fellow citizens will cheerfully ſubmit to ſuch taxes, as may be judiciouſly and impartially impoſed in order to obtain an object ſo intereſting and indiſpenſable.

The ſeveral matters which your Excellency has particularly recommended, and ſuch others, as may require immediate attention, will receive the conſideration, which they may reſpectively appear to merit.

The depredations on our commerce, the convulſed ſtate of Europe, and our unfortunate miſunderſtanding with one of its great powers, ſufficiently admoniſh us of the approach of danger: we behold it with pain, but not with diſmay: it never ſhall be ſaid that we emerged from one tyranny to ſubmit to another; we value too highly the independence ſo dearly purchaſed, to ſurrender it on any terms, or to tarniſh its luſtre by conceſſions derogatory and humiliating.

We cannot believe, that a country, ſo replete with reſources, ſenſible of the bleſſings of liberty, and reſolved to preſerve them, can be ever the victim of foreign ſubjection.

It is with pleaſure we receive, and with great ſincerity that we reciprocate your Excellency's aſſurances of a determination to cheriſh a ſpirit of union and patriotiſm, and we ſhall moſt cheerfully co-operate with your Excellency in encouraging and enabling our citizens to tranſmit to poſterity, our national honor, and our national rights unſullied and undiminiſhed.

That the queſtion being put, whether the committee did agree to the ſubſtitute propoſed by the motion of Mr. Prevoſt, it paſſed in the negative.

That the queſtion being put, whether the committee did agree to the ſubſtitute propoſed by the motion of Mr. Hopkins, it was carried in the affirmative.

The Yeas and Nays being called for by Mr. Hoag, ſeconded by Mr. Baldwin, were as follows viz.

For the Affirmative.

Mr. Adams	Mr. Corl	Mr. M'Intyre	Mr. A. Smith
Mr. Abeel	Mr. Cummings	Mr. C. M'Kinſtry	Mr. H. Smith
Mr. Adgate	Mr. De Witt	Mr. Micheau	Mr. John Smith
Mr. Adriance	Mr. Dodge	Mr. Moore	Mr. Joſhua Smith
Mr. Arcularius	Mr. Floyd	Mr. E. Mott	Mr. Snell
Mr. Baldwin	Mr. Furman	Mr. Nexſen	Mr. Swart
Mr. Blake	Mr. E. Gilbert	Mr. Pauling	Mr. Swartwout
Mr. Boyd	Mr. Hogeboom	Mr. Phillips	Mr. Tabor
Mr. Bruyn	Mr. Honeywell	Mr. Prevoſt	Mr. S. Ten Broeck
Mr. Burling	Mr. Hopkins	Mr. Reynolds	Mr. Thomas
Mr. Burr	Mr. Hunt	Mr. Robins	Mr. Van Benthuyſen
Mr. Burt	Mr. Johnſon	Mr. Root	Mr. Veeder
Mr. Carpenter	Mr. Landon	Mr. Savage	Mr. Waren
Mr. Clark	Mr. Lee	Mr. Schuneman	Mr. Weſtcott
Mr. Coe	Mr. Lefevre	Mr. Skidmore	Mr. Wolf 61
Mr. Comſtock			

For the Negative.

Mr. Barker	Mr. Gates	Mr. J. Lanſingh	Mr. Shurtleff
Mr. Bill	Mr. German	Mr. J. M'Kinſtry	Mr. John M. Smith
Mr. Butler	Mr. B. Gilbert	Mr. M'Neil	Mr. Philip Smith
Mr. Campbell	Mr. Gray	Mr. W. Mott	Mr. Platt Smith
Mr. Clift	Mr. Hall	Mr. Oſtrom	Mr. Speaker
Mr. Crocker	Mr. Heermance	Mr. Paine	Mr. Teed
Mr. Deitz	Mr. Henry	Mr. Pearce	Mr. P. Ten Broeck
Mr. Dewey	Mr. Hoag	Mr. Peck	Mr. Van Renſſelaer
Mr. Doty	Mr. Kane	Mr. Richardſon	Mr. Voorhis
Mr. Fort	Mr. King	Mr. Schermerhorn	Mr. Williamſon 43
Mr. French	Mr. C. Lanſing	Mr. Schuyler	

That in proceeding in the ſaid ſubſtitute, and after the firſt paragraph thereof had been agreed to by the committee, Mr. Speaker made a motion, that the following ſhould be inſerted after the ſaid paragraph.

"It is to be regretted, that the repeated diſintereſted and friendly attentions of our Government to the Republic of France, have not produced the happy effects we had reaſon to expect."

That the queſtion being put whether the committee did agree thereto it was carried in the affirmative.

That Mr. Speaker then made a motion that the following ſhould be inſerted after the ſaid laſt mentioned paragrapth, to wit: "This unfavorable reſult is a convincing proof of the ſolemn truth which your Excellency has expreſſed, that no room is left us to believe or hope that peace with the United States is among the objects of the preſent Directory."

That Mr. Burr made a motion that the previous queſtion be taken on the ſaid amendment, and it was carried in the affirmative.

The Yeas and Nays being called for by Mr. Speaker, ſeconded by Mr. Kane, were as follows, to wit:

For the Affirmative.

Mr. Abeel	Mr. French	Mr. J. Lanſingh	Mr. Richardſon
Mr. Adgate	Mr. Furman	Mr. Lefevre	Mr. Schermerhorn
Mr. Barker	Mr. Gates	Mr. C. M'Kinſtry	Mr. Schuyler
Mr. Bill	Mr. German	Mr. J. M'Kinſtry	Mr. Shurtleff
Mr. Butler	Mr. B. Gilbert	Mr. M'Neil	Mr. John M. Smith
Mr. Campbell	Mr. Gray	Mr. Micheau	Mr. Philip Smith
Mr. Clift	Mr. Hall	Mr. E. Mott	Mr. Platt Smith
Mr. Crocker	Mr. Heermance	Mr. W. Mott	Mr. Speaker
Mr. Cummins	Mr. Henry	Mr. Oſtrom	Mr. Teed
Mr. Deitz	Mr. Hoag	Mr. Paine	Mr. P. Ten Broeck
Mr. Dewey	Mr. Hopkins	Mr. Pauling	Mr. Van Renſſelaer
Mr. De Witt	Mr. Kane	Mr. Pearce	Mr. Voorhis
Mr. Doty	Mr. King	Mr. Peck	Mr. Williamſon 55
Mr. Fort	Mr. C. Lanſing	Mr. Reynolds	

For the Negative.

Mr. Adams	Mr. Comſtock	Mr. Nexſen	Mr. Snell
Mr. Adriance	Mr. Corl	Mr. Phillips	Mr. Swart
Mr. Arcularius	Mr. Floyd	Mr. Prevoſt	Mr. Swartwout
Mr. Baldwin	Mr. E. Gilbert	Mr. Robins	Mr. Tabor
Mr. Blake	Mr. Hogeboom	Mr. Root	Mr. S. Ten Broeck
Mr. Boyd	Mr. Honeywell	Mr. Savage	Mr. Thomas
Mr. Bruyn	Mr. Hunt	Mr. Schuneman	Mr. Van Benthyſen
Mr. Burling	Mr. Johnſon	Mr. Skidmore	Mr. Veeder
Mr. Burr	Mr. Landon	Mr. A. Smith	Mr. Waren
Mr. Burt	Mr. Lee	Mr. H. Smith	Mr. Weſtcott
Mr. Clark	Mr. M'Intire	Mr. John Smith	Mr. Wolf 47
Mr. Coe	Mr. Moore	Mr. Joſhua Smith	

That the queſtion being then put, whether the committee did agree to the paragraph propoſed by the motion of Mr. Speaker, it was carried in the affirmative.

The Yeas and Nays being called for by Mr. Nexſen, ſeconded by Mr. Skidmore, were as follows, to wit:

For the Affirmative.

Mr. Abeel	Mr. Fort	Mr. J. Lanſingh	Mr. Richardſon
Mr. Adgate	Mr. French	Mr. Lefevre	Mr. Schermerhorn
Mr. Barker	Mr. Furman	Mr. M'Intire	Mr. Schuyler
Mr. Bill	Mr. Gates	Mr. C. M'Kinſtry	Mr. Shurtleff
Mr. Butler	Mr. German	Mr. J. M'Kinſtry	Mr. John M. Smith
Mr. Campbell	Mr. B. Gilbert	Mr. M'Neil	Mr. Philip Smith
Mr. Carpenter	Mr. Gray	Mr. Micheau	Mr. Platt Smith
Mr. Clift	Mr. Hall	Mr. E. Mott	Mr. Snell
Mr. Crocker	Mr. Heermance	Mr. W. Mott	Mr. Speaker
Mr. Cummins	Mr. Henry	Mr. Oſtrom	Mr. Tabor
Mr. Deitz	Mr. Hoag	Mr. Paine	Mr. Teed
Mr. Dewey	Mr. Hopkins	Mr. Pauling	Mr. P. Ten Broeck
Mr. De Witt	Mr. Kane	Mr. Pearce	Mr. Van Renſſelaer
Mr. Dodge	Mr. King	Mr. Peck	Mr. Voorhis
Mr. Doty	Mr. C. Lanſing	Mr. Reynolds	Mr. Williamſon 60

For the Negative.

Mr. Adams	Mr. Coe	Mr. Moore	Mr. John Smith
Mr. Adriance	Mr. Comſtock	Mr. Nexſen	Mr. Joſhua Smith
Mr. Arcularius	Mr. Corl	Mr. Phillips	Mr. Swart
Mr. Baldwin	Mr. Floyd	Mr. Prevoſt	Mr. Swartwout
Mr. Blake	Mr. E. Gilbert	Mr. Robins	Mr. S. Ten Broeck
Mr. Boyd	Mr. Hogeboom	Mr. Root	Mr. Thomas
Mr. Bruyn	Mr. Honeywell	Mr. Savage	Mr. Van Benthuyſen
Mr. Burling	Mr. Hunt	Mr. Schuneman	Mr. Veeder
Mr. Burr	Mr. Johnſon	Mr. Skidmore	Mr. Waren
Mr. Burt	Mr. Landon	Mr. A. Smith	Mr. Weſtcott
Mr. Clark	Mr. Lee	Mr. H. Smith	Mr. Wolf 44

That Mr. Speaker made a motion that the committee ſhould agree to a paragraph, which was read, and is in the words following, viz.

"Admoniſhed by multiplied examples in Europe, that civil diſcord directed by a foreign hand, is the bane of Republican Governments, we feel perſuaded that the virtue and patriotiſm of the great body of our fellow citizens, will repel with equal firmneſs the diplomatic arts, and open violence of the French Directory."

That Mr. Burr made a motion, that the words "the French Directory" in the ſaid propoſed paragraph, ſhould be expunged, and the words "all foreign nations" inſerted in their ſtead.

That the queſtion being put whether the committee did agree to the motion of Mr. Burr, it was carried in the affirmative.

The yeas and nays being called for by Mr. Boyd, ſeconded by Mr. Wolf, were as follows, to wit:

For the Affirmative.

Mr. Adams	Mr. Corl	Mr. C. M'Kinſtry	Mr. A. Smith
Mr. Adgate	Mr. Crocker	Mr. Moore	Mr. H. Smith
Mr. Adriance	Mr. Dodge	Mr. E. Mott	Mr. John Smith
Mr. Arcularius	Mr. Floyd	Mr. W. Mott	Mr. Joſhua Smith
Mr. Baldwin	Mr. German	Mr. Nexſen	Mr. Snell
Mr. Blake	Mr. E. Gilbert	Mr. Pauling	Mr. Swartwout
Mr. Boyd	Mr. Hogeboom	Mr. Peck	Mr. Tabor
Mr. Bruyn	Mr. Honeywell	Mr. Phillips	Mr. Teed
Mr. Burling	Mr. Hopkins	Mr. Prevoſt	Mr. S. Ten Broeck
Mr. Burr	Mr. Hunt	Mr. Reynolds	Mr. Thomas
Mr. Burt	Mr. Johnſon	Mr. Robins	Mr. Van Benthuyſen
Mr. Carpenter	Mr. Landon	Mr. Root	Mr. Veeder
Mr. Clark	Mr. Lee	Mr. Savage	Mr. Waren
Mr. Coe	Mr. Lefevre	Mr. Schuneman	Mr. Weſtcott
Mr. Comſtock	Mr. M'Intire	Mr. Skidmore	Mr. Wolf 60

For the Negative.

Mr. Abeel	Mr. Fort	Mr. King	Mr. Schuyler
Mr. Barker	Mr. French	Mr. C. Lanſing	Mr. Shurtleff
Mr. Bill	Mr. Furman	Mr. J. Lanſingh	Mr. John M. Smith
Mr. Butler	Mr. Gates	Mr. J. M'Kinſtry	Mr. Philip Smith
Mr. Campbell	Mr. B. Gilbert	Mr. M'Neil	Mr. Platt Smith
Mr. Clift	Mr. Gray	Mr. Micheau	Mr. Speaker
Mr. Cummins	Mr. Hall	Mr. Oſtrom	Mr. Swart
Mr. Deitz	Mr. Heermance	Mr. Paine	Mr. P. Ten Broeck
Mr. Dewey	Mr. Henry	Mr. Pearce	Mr. Van Renſſelaer
Mr. De Witt	Mr. Hoag	Mr. Richardſon	Mr. Voorhis
Mr. Doty	Mr. Kane	Mr. Schermerhorn	Mr. Williamſon 44

Mr. Storm further reported, that the committee had gone through the ſaid draft, made amendments, and agreed to the ſame, which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid draft be engroſſed.

Mr. Burr, from the committee to whom was referred thoſe parts of his Excellency the Governor's ſpeech, relative to the defence of the port of New-York, and to arſenals and military ſtores brought in, purſuant to order, a bill entitled, "An Act to provide for the defence of this State," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

Reſolved, That the Clerk cauſe all bills of a public nature, after having been committed to a committee of the whole Houſe, to be forthwith printed, and that one hundred and fifty copies of each of ſuch bills be furniſhed for the uſe of the members of this Houſe.

Mr. Swartwout purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill entitled "An act to augment the number of artillery men in the city and county of New-York and to regulate the ſame," which was read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

TUESDAY, *eleven o'clock, A. M. Auguſt 14th*, 1798.

The bill entitled "an act to augment the number of artillery-men, in the city and county of New-York, and to regulate the ſame," was read the ſecond time and committed to a committee of the whole Houſe.

The engroſſed addreſs to his Excellency the Governor, was read and is in the words following, viz.

To his Excellency John Jay, Eſq. Governor of the State of New-York.

SIR,

Being fully convinced that your Excellency, in convening this extraordinary ſeſſion of the Legiſlature, has been ſolely influenced by a juſt and attentive regard to the public welfare, and that the meaſure is warranted by the very critical ſituation of public affairs, it is with the utmoſt promptitude, that we meet your Excellency at this important and alarming criſis.

It is to be regretted, that the repeated, diſintereſted and friendly attentions of our government to the Republic of France, have not produced the happy effects we had reaſon to expect; and that from the progreſs and reſult of the negociations tendered by the United States to the Republic of France, there is great reaſon to apprehend that peace with us is not among the objects of the preſent Directory.

Admoniſhed by multiplied examples in Europe, that civil diſcord directed by a foreign hand is the bane of Republican governments, we feel perſuaded that the virtue and patriotiſm of the great body of our fellow citizens, will repel with equal firmneſs the diplomatic arts, and open violence, not only of the Republic of France but of all foreign nations.

Permit us to aſſure your Excellency, that the ſeveral important ſubjects ſubmitted to our conſideration, in your Excellency's ſpeech, and the papers accompanying the ſame, ſhall receive our ſincere deliberation.

The neceſſary appropriations for the defence of the ſtate, for the erection of arſenals, and for a ſuitable ſupply of military implements and ſtores, will in a particular manner engage our immediate attention.

It is with pleaſure we receive, and with great ſincerity that we reciprocate, your Excellency's aſſurances, of a determination to cheriſh a ſpirit of union and patriotiſm, and we ſhall moſt cheerfully co-operate with you in encouraging and enabling our citizens, to tranſmit to poſterity our national honor and our national rights unſullied and undiminiſhed.

Ordered, That Mr. Speaker ſubſcribe the ſaid addreſs on behalf of the Houſe.

Reſolved, That the ſaid addreſs be preſented to his Excellency the Governor, by the whole houſe.

Ordered, That Mr. Prevoſt, and Mr. Van Renſſelaer wait on his Excellency the Governor, and know when he will be pleaſed to be attended by this Houſe with their reſpectful addreſs.

A memorial of Elizabeth Kettletas was read, and referred to Mr. Arcularius, Mr. Johnſon, and Mr. W. Mott.

Sundry petitions praying alterations in the exiſting laws, relative to impriſonment for debt, were read and referred to Mr. Hopkins, Mr. C. M'Kinſtry, Mr. Burr, Mr. Oſtrom and Mr. Heermance.

Mr. Prevoſt reported that purſuant to the order of the Houſe, Mr. Van Renſſelaer and himſelf had waited on his Excellency the Governor, to know when he would be pleaſed to be attended by this Houſe, with their reſpectful addreſs, and that his Excellency had appointed to-morrow, at twelve o'clock for that purpoſe at the Tontine Coffee-houſe.

Mr. Burr, from the ſelect committee to whom was committed the bill entitled "an act to amend the act entitled "an act to regulate the returning and impanneling jurors for the trial of iſſues," reported, that the committee had gone through the bill and made amendments thereto, which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the ſaid bill be committed to a committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the ſaid bill, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Burling from the ſaid committee reported that the committee had gone through the ſaid bill, made amendment and agreed to the ſame; which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Hopkins from the committee to whom were referred ſundry petitions relative to the impriſonment of Debtors, reported that in the opinion of the Committee, the preſent exiſting laws on the ſubject of inſolvency, far from advancing the humane and beneficial intentions of the Legiſlature, appear rather to promote fraud, and countenance oppreſſion, and to afford very little relief to honeſt unfortunate debtors: that the great number of citizens (many of them of fair & honeſt characters and heads of families,) now confined in the different gaols in this ſtate, is a circumſtance which in the opinion of the committee is worthy of the immediate attention of the Legiſlature. The committee therefore ſubmit to the conſideration of the Houſe, the utility of making proviſion by law for releaſing all perſons inhabitants of this State, now in priſon, or that may be hereafter impriſoned for debt, only except in caſes offraud, (ſuch frauds to be judicially aſcertained,) on their ſurrendering their property for the benefitof their creditors, and ſtill to continue liable for the paymen t of their juſt debts out of any property they may afterwards acquire.

To enable creditors in certain caſes and with ſuitable limitations to compel a ſurrender of the property of debtors who may refuſe or neglect to ſatisfy their creditors.

To provide for the exemplary puniſhment of frauds in inſolvent debtors.

Which report was agreed to by the Houſe.

Ordered, That the ſame committee do prepare and bring in a bill or bills for the purpoſes ſuggeſted in the ſaid report.

Reſolved, That a committee be appointed to enquire into the cauſes which have prevented the ſeaſonable publication and diſtribution of the laws of the laſt ſeſſion: and that Mr. Burr, Mr. Barker, and Mr. M'Neil be of the ſaid committee.

Ordered, That Mr. Thomas, and Mr. Williamſon be added to the committee to whom was referred that part of his Excellency the Governer's ſpeech relative to the militia laws.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the bill entitled "An Act to provide for the defence of this State," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Clift from the ſaid committee reported progreſs and obtained leave to ſit again.

Then the Houſe adjourned until nine o'clock to-morrow morning.

WEDNESDAY, *nine o'clock, A. M. Auguſt 15th*, 1798.

The engroſſed bill entitled "An act to amend the act entitled "An act to regulate the returning and impanneling of jurors for the trial of iſſues," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Baldwin, and Mr. Barker deliver the bill to the Hon. Senate, and requeſt their concurrence.

A petition of Dirck Swart and five other inhabitants of the town of Stillwater in the county of Saratoga, relative to damages ſuſtained by them by means of the northern canal being conveyed through part of their lands, was read and referred to the Attorney-General to report thereon.

A petition of Nehemiah Mead and others, relative to certain lands ſettled by them under John Thurman in the county of Waſhington, alledged by them to be the property of the people of this State, was read and referred to Mr. Savage, Mr. Adgate, and Mr. Paine.

Three ſeveral petitions from ſundry inhabitants of the town of Trenton in the county of Oneida, relative to the line between the ſaid town and the town of Remſen, were read and referred to the members attending this Houſe from the county of Oneida.

Mr. Burr from the committee to whom was referred that part of his Excellency the Governor's ſpeech, which relates to taxation, reported, that the mode of taxation now practiſed in this State, is in the opinion of the committee imperfect and arbitrary, and that a ſyſtem of taxation on juſt and equal principles, ought with all poſſible diligence to be projected and adopted—That conſidering the great difficulty and magnitude of the ſubject, much time and great conſideration will be requiſite to mature and perfect it: that from the inconvenience of the ſeaſon, the committee apprehend that the ſubject cannot at this ſpecial ſeſſion receive the attention and deliberation due to its intricacy and importance; the committee therefore ſubmit to the conſideration of the Houſe the following reſolution.

Reſolved, That the Comptroller be and he is hereby directed to report to this Houſe on the firſt day of the next meeting of the Legiſlature, an uniform ſyſtem of taxation for this ſtate, together with the draft of a bill for carrying the ſame into operation.

Reſolved, That this Houſe do agree with the committee in their ſaid report: and do adopt the ſaid preceding reſolution.

Mr. Henry from the committee appointed to take into conſideration that part of his Excellency the Governor's ſpeech relative to the militia laws, reported, That the preſent militia law in the opinion of the committee is imperfect and inapplicable to the preſent ſituation of the State.

That conſidering the great difficulty and magnitude of the ſubject, much time and great conſideration will be requiſite to mature and perfect a new ſyſtem: That from the inconveniences of the ſeaſon, the committee apprehend that the ſubject cannot at this ſpecial ſeſſion receive the attention and deliberation due to its intricacy and importance: they therefore ſubmit to the conſideration of this Houſe the following reſolutions.

Reſolved, That the Adjutant-General of this State be and he is hereby requeſted to report to this Houſe on the firſt day of the next meeting of the Legiſlature, an uniform ſyſtem of militia laws, together with the draft of a bill for carrying the ſame into operation.

Reſolved, That this Houſe do agree with the committee in their ſaid report, and do adopt the ſaid preceding reſolution.

Mr. Arcularius from the committee to whom was referred the petition of Elizabeth Kettletas, reported, that in their opinion, the petitioner in her unfortunate ſituation, merits the attention of, and redreſs from the Legiſlature, and that in their opinion leave ought to be given to bring in a bill for that purpoſe. Which report was agreed to by the Houſe.

Ordered, That leave be given to bring in ſuch bill.

Mr. Clift from the committee of the whole Houſe on the bill entitled "An act provide for the defence of this State," reported progreſs: thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further onſideration of the ſaid bill, and that the ſame be committed to a ſelect committe conſiſting of Mr. B. Gilbert, Mr. Hopkins, Mr. Burr, Mr. King, Mr. Comſtock, Mr. Pearce, and Mr. Storm.

Mr. Speaker then left the chair, and with the Houſe attended on his Excellen- the Governor with their reſpectful addreſs according to his appointment, and eing returned, he reſumed the chair, and reported,

That the Houſe had attended his Excellency the Governor with their reſpectful ddreſs, and that his Excellency had been pleaſed to return an anſwer thereto, and o deliver him a copy thereof: which was read and is in the words following, viz.

GENTLEMEN,

It gives me pleaſure to find that you concur with me in opinion, as to the ſituaion of our public affairs, and the expediency of convening the Legiſlature at this larming criſis. The utility of this meaſure will depend on the reſult of your deiberations; which will, I am perſuaded be ſuch, as clearly to evince, that the fear f France has not fallen upon us; but on the contrary, that we have not only ſenibility to feel, but alſo reſolution to reſent, the indignities offered to our nation nd government, and to repel with the ſpirit becoming a brave and free people, evry attack on our national honor and independence.

JOHN JAY.

Then the Houſe adjourned until nine o'clock to-morrow morning.

THURSDAY, *nine o'clock, A. M. Auguſt 16th*, 1798.

A petition of John M'Crea and others, inhabitants of the county of Waſhingon, praying alterations in the laws relative to impriſonment for debt, was read and eferred to Mr. Hopkins, Mr. C. M'Kinſtry, Mr. Burr, Mr. Oſtrom and Mr. Heernance.

Johannes I. Lott a member of this Houſe, returned as duly elected in the county f King's, appeared in the Aſſembly chamber.

Ordered, That Mr. Barker and Mr. Bill attend before one of the commiſſioners ppointed to adminiſter oaths, with Mr. Lott, and ſee him duly qualified.

A meſſage from the Hon. the Senate, delivered by Mr. Bronk and Mr. Clinton, ith the bill therein mentioned, was read, that the Senate have paſſed the bill enitled "An act to amend the act entitled "An act to regulate the returning and mpannelling of jurors for the trial of iſſues," with the amendments therewith deivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed.

Mr. Barker reported, that purſuant to the order of the Houſe, Mr. Bill and himelf had attended before Joſiah Ogden Hoffman, Eſq. one of the commiſſioners ppointed to adminiſter oaths, with Mr. Lott, and had ſeen him duly qualified by aking and ſubſcribing before him the oath of abjuration and allegiance, as by law equired, and the oath to ſupport the Conſtitution of the United States.

Ordered, That Mr. Lott do take his ſeat.

Mr. Prevoſt from the committee of the whole Houſe on the bill entitled "An ct to augment the number of artillery-men in the city and county of New-York, nd to regulate the ſame," reported progreſs: thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the furth- conſideration of the ſaid bill, and that the ſame be committed to a ſelect comittee conſiſting of Mr. Floyd, Mr. Swartwout, Mr. Fort, Mr. Hunt, Mr. Clift, Mr. Schermerhorn and Mr. Lott.

The Houſe proceeded to the conſideration of the amendments of the Hon. the enate to the bill entitled "An act to amend the act entitled "An act to regulate he returning and impannelling of jurors for the trial of iſſues," the bill and amendents were read; one of the ſaid amendments was to add to the title "*and for ther purpoſes*," and the amendments being read the ſecond time, were concurred in y the Houſe, and the bill amended accordingly.

Ordered, That Mr. Bill and Mr. Blake deliver the bill to the Hon. the Se and inform them that this Houſe have concurred in their amendments to the bill and have amended the ſame accordingly.

Mr. B. Gilbert from the ſelect committee to whom was committed the bill e tled "An act to provide for the defence of this State," reported, that the comm had gone through the bill, made amendments and altered the title, that the alt title is "An act for the further defence of this State," which he was rected to report to the Houſe, and he read the report in his place and delive the ſame in at the table, where it was again read.

Ordered, That the ſaid bill be recommitted to a committee of the whole Ho

Then the Houſe adjourned until four o'clock this afternoon.

Four o'clock, P. M.

The Houſe met purſuant to adjournment.

Mr. Hopkins from the committee appointed for that purpoſe, reported a b entitled "An act for the relief of debtors and their creditors," which was read t firſt time and ordered a ſecond reading.

By unanimous conſent the ſaid bill was read the ſecond time and committed a committee of the whole Houſe.

Then the Houſe adjourned until nine o'clock to-morrow morning.

FRIDAY, *nine o'clock, A. M. Auguſt 17th*, 1798.

A meſſage from the Hon. the Senate, delivered by Mr. Clinton and Mr. De ning, with a copy of the addreſs of the Legiſlature of this State to the Preſide of the United States of America, to which they requeſt the concurrence of th Houſe.

The ſaid addreſs is in the words following, viz.

TO THE PRESIDENT OF THE UNITED STATES OF AMERICA.

The reſpectful Addreſs of the Senate and Aſſembly of the State of New-York.

SIR,

PERSUADED that it was the duty and intereſt of the United States to pr ſerve and cultivate peace and a good underſtanding with all nations, we unan mouſly approve of the meaſures you have taken for that purpoſe with reſpect France.

THE manner in which our miniſters of peace and conciliation have been trea ed and rejected by that Republic, we conſider as an infraction of the laws an uſages of civilized nations, and as a violation of that equality of ſovereign righ which ought to ſubſiſt and be maintained between them. The indignity offere to our nation by that treatment is greatly aggravated by pecuniary requiſition On theſe topics we cannot reflect without ſurpriſe and indignation. When t theſe conſiderations are added, thoſe extenſive depredations on our commerce whic no amicable overtures for accommodation could induce the Directory to forbe or ſuſpend, we think our ſituation relative to that Republic, ſo ſerious, as to rend a general expreſſion of the public ſentiment indiſpenſible.

BEING a free and independent people, we are determined to remain ſo. Th Conſtitution of the United States is the deliberate work and free choice of the peo ple, and we will at every hazard maintain it. The Government of the Unite States reſults from the Conſtitution, and being adminiſtered by men conſtitutiona ly choſen and appointed, ſhall, in all its conſtitutional and legal proceedings, re ceive our decided ſupport. And whatever differences of opinion may have ex iſted among us on local queſtions, on theſe great points, we neither are nor wi be, *a divided people*; but on the contrary, it is our unanimous reſolution, at th riſk of our lives and fortunes, to maintain and defend our national honor, right and independence, againſt the French Republic, and every other nation and power

WE are convinced of the neceſſity of union among ourſelves, and ſhall regar thoſe as unworthy, who at this momentous juncture of our affairs ſhall attempt t diſſeminate diſcord among the people, who, while united, are able to repel the at tacks of any enemy that may dare to invade our country.

This State, Sir, will, in every event, and to every extent, bear her full proportion of the national burthens, in full confidence that due attention will be paid to the ſtrong claims ſhe holds in the national defence and protection.

We cannot on this occaſion omit expreſſing the ſatisfaction we derive from the freſh inſtance of great and diſintereſted patriotiſm which your illuſtrious predeceſſor has manifeſted. He has been, and may he long continue to be, the inſtrument of great good, and the example of great virtue to his fellow citizens. You alſo have ſtrong and well founded claims to the gratitude of our country. May a kind providence enable you to add to them by ſuch councils and meaſures as will ſpeedily ſecure the bleſſings of honorable peace to our nation, and to yourſelf the honor and ſatisfaction of having wiſely and ſucceſsfully fulfilled the duties of your exalted and important ſtation.

By order and on behalf of the Senate.

STEPHEN VAN RENSSELAER, *Preſident.*

In Senate, Auguſt 17th, 1798.

Ordered, That the conſideration of the ſaid addreſs be poſtponed until Monday next.

Ordered, That the ſaid addreſs be forthwith printed, and that one hundred and eight copies be furniſhed for the uſe of the members of this Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the bill entitled "An act for the further defence of this State," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Shurtleff from the ſaid committee reported progreſs; thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the ſaid bill, and that the ſame be committed to a ſelect committee conſiſting of Mr. B. Gilbert, Mr. Hopkins, Mr. Burr, Mr. King, Mr. Comſtock, Mr. Pearce, Mr. Bruyn, Mr. C. M'Kinſtry, Mr. Richardſon, Mr. Thomas, Mr. Williamſon, Mr. Van Renſſelaer and Mr. French; and that the ſaid committee do report to this Houſe their opinion as to the practicability of putting the port and harbor of New-York in a complete ſtate of defence, and alſo what in their opinion will be the amount of the probable expence thereof.

Mr. Floyd from the ſelect committee to whom was committed the bill entitled "An act to augment the number of artillery-men in the city and county of New-York, and to regulate the ſame," reported that the committee had gone through the bill made amendments, and agreed to the ſame, which he was directed to report to the houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read; thereupon,

Ordered, That the ſaid bill be recommitted to a committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the ſaid bill, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Prevoſt from the ſaid committee reported progreſs, and obtained leave to ſit again.

Reſolved, That this Houſe will immediately proceed to nominate a Senator to repreſent this State in the Senate of the Congreſs of the United States of America, in the place of the Hon. John Sloſs Hobart whoſe ſeat became vacant during the receſs of the Legiſlature; thereupon,

The Houſe proceeded openly to nominate a perſon for that purpoſe, and each of the members preſent nominated a perſon as follows, viz.

	James Watſon.	John Tayler.		James Watſon.	John Tayler.
Mr. Abeel	1		Mr. Lefevre	do	
Mr. Adams		1	Mr. Lott	do	
Mr. Adgate	do		Mr. M'Intire		do
Mr. Adriance		do	Mr. C. M'Kinſtry	do	
Mr. Arcularius		do	Mr. J. M'Kinſtry	do	
Mr. Baldwin		do	Mr. M'Neil	do	
Mr. Barker	do		Mr. Micheau	do	
Mr. Bill	do		Mr. Moore		do
Mr. Blake		do	Mr. E. Mott	do	
Mr. Boyd		do	Mr. W. Mott	do	
Mr. Bruyn		do	Mr. Nexſen		do
Mr. Burling		do	Mr. Oſtrom	do	
Mr. Burr		do	Mr. Paine	do	
Mr. Burt		do	Mr. Pauling	do	
Mr. Butler	do		Mr. Pearce	do	
Mr. Campbell	do		Mr. Peck	do	
Mr. Carpenter		do	Mr. Phillips		do
Mr. Clark		do	Mr. Prevoſt		do
Mr. Clift	do		Mr. Reynolds	do	
Mr. Coe		do	Mr. Richardſon	do	
Mr. Comſtock		do	Mr. Robins		do
Mr. Corl		do	Mr. Root		do
Mr. Crocker	do		Mr. Savage		do
Mr. Cummings	do		Mr. Schermerhorn	do	
Mr. Deitz	do		Mr. Schuneman		do
Mr. Dewey	do		Mr. Schuyler	do	
Mr. De Witt	do		Mr. Shurtleff	do	
Mr. Dodge	do		Mr. Skidmore		do
Mr. Doty	do		Mr. A. Smith		do
Mr. Floyd		do	Mr. H. Smith		do
Mr. Fort	do		Mr. John Smith		do
Mr. French	do		Mr. John M. Smith	do	
Mr. Furman	do		Mr. Joſhua Smith		do
Mr. Gates	do		Mr. Philip Smith	do	
Mr. German	do		Mr. Platt Smith	do	
Mr. B. Gilbert	do		Mr. Snell		do
Mr. E. Gilbert		do	Mr. Storm		do
Mr. Gray	do		Mr. Swart	do	
Mr. Hall	do		Mr. Swartwout		do
Mr. Heermance	do		Mr. Tabor		do
Mr. Henry	do		Mr. Teed	do	
Mr. Hoag	do		Mr. P. Ten Broeck	do	
Mr. Hogeboom		do	Mr. S. Ten Broeck		do
Mr. Honeywell		do	Mr. Thomas		do
Mr. Hopkins	do		Mr. Van Benthyſen		do
Mr. Hunt		do	Mr. Van Renſſelaer	do	
Mr. Johnſon		do	Mr. Veeder		do
Mr. Kane	do		Mr. Voorhis	do	
Mr. King	do		Mr. Waren		do
Mr. Landon		do	Mr. Weſtcott		do
Mr. C. Lanſing	do		Mr. Williamſon	do	
Mr. J. Lanſingh	do		Mr. Woll		do
Mr. Lee		do		—	—
				57	48

Thereupon,

Reſolved, That James Watſon be and he is hereby nominated on the part of this Houſe, a Senator to repreſent this State in the Senate of the Congreſs of the United States of America, in the place of the Hon. John Sloſs Hobart, whoſe ſeat became vacant during the receſs of the Legiſlature.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Denning and Mr. Foote, was read, that the Senate will immediately meet this Houſe, at ſuch place as they ſhall appoint to compare their nomination of a Senator to repreſent this State in the Senate of the Congreſs of the United States of America, in the room of the Hon. John Sloſs Hobart, whoſe ſeat became vacant during the receſs of the Legiſlature.

Reſolved, That this Houſe will immediately meet the Hon. the Senate in the Aſſembly chamber to compare their nomination of a Senator to repreſent this State in the Senate of the Congreſs of the United States of America.

Ordered, That Mr. Blake and Mr. Boyd deliver a copy of the preceding reſolution to the Hon. the Senate.

The Hon. the Senate accordingly attended in the Aſſembly chamber, and having withdrawn, Mr. Speaker informed the Houſe, that on comparing the reſpective nominations of the Senate and Aſſembly, they were found to agree in the name of James Watſon; thereupon,

Reſolved, That James Watſon be and he is hereby duly nominated and appointed a Senator to repreſent this State in the Congreſs of the United States of America, in the place of the Hon. John Sloſs Hobart, whoſe ſeat became vacant during the receſs of the Legiſlature.

Then the Houſe adjourned until nine o'clock to-morrow morning.

SATURDAY, *nine o'clock, A. M. Auguſt 18th*, 1798.

Mr. Richardſon aſked for, and obtained leave of abſence for the remainder of the preſent meeting of the Legiſlature.

Mr. Savage from the committee to whom was referred the petition of Nehemiah Mead and others, reported, that in the opinion of the committee, the caſe of the petitioners is of ſuch a nature as merits the attention of the Legiſlature, and that leave ought to be given to bring in a bill at the next meeting of the Legiſlature for granting the prayer of the petitioners. Which report was agreed to by the Houſe.

Ordered, That leave be given to bring in a bill accordingly.

Mr. B. Gilbert from the ſelect committee to whom was committed the bill entitled "An act for the further defence of this State," and which committee was alſo directed to report their opinion as to the practicability of putting the port and harbour of New-York in a complete ſtate of defence, and alſo their opinion as to the probable expenſe thereof, reported, that from the information they have received, and the examinations they have made on the points particularly referred to them, they are convinced that it is practicable to fortify the city and port of New-York in a manner that will render the ſaid city and harbour permanently and effectually ſecure againſt any naval force, and that in the opinion of the committee this object may be completed for an expenſe not exceeding one million two hundred thouſand dollars.

Ordered, That the ſaid report together with the ſaid bill be committed to a committee of the whole Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Foote and Mr. Frey, with a copy of the reſolutions relative to the propoſed amendments to the conſtitution of the United States, was read, that the Senate have agreed to the ſaid reſolutions, and requeſt the concurrence of this Houſe.

Ordered, That the ſaid reſolutions be committed to a committee of the whole Houſe.

Ordered, That the ſaid meſſage from the Hon. the Senate, and the reſolutions and papers therewith received, be forthwith printed, and that 150 copies thereof be furniſhed for the uſe of this Houſe.

Mr. Philip Smith made a motion that the Houſe ſhould agree to a reſolution, which was read, and is in the words following, viz.

Whereas the bill entitled "An act for the benefit of inſolvent debtors and their creditors," embraces objects of great magnitude to the citizens of this State, which cannot at this extra meeting of the Legiſlature have that mature deliberation which the importance of its objects appears to merit; therefore,

Reſolved, That the further conſideration of the ſaid bill be poſtponed until the next meeting of the Legiſlature.

Ordered, That the conſideration of the ſaid reſolution be poſtponed until Tueſday next.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the bill entitled "An act for the further defence of this State," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Shurtleff from the ſaid committee reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

"Be it enacted by the people of the State of New-York repreſented in Senate and Aſſembly, That a ſum not exceeding dollars be and the ſame is hereby appropriated for the purpoſes of repairing and completing ſuch fortifications as have already been erected and conſtructed in the ſaid city and its vicinity, and for conſtructing and erecting ſuch other fortifications, and for providing ſuch other means for the ſecurity of the ſaid city and port of New-York at ſuch place or places, and in ſuch manner as the perſon adminiſtering the government of this State for the time being, ſhall or may deem beſt adapted to the ſecurity and defence of the ſame; and provided that the ſaid ſum ſhall be expended under the direction of the Preſident of the United States."

That Mr. Burr made a motion that the blank in the ſaid clauſe ſhould be filled up with the words "*twelve hundred thouſand;*" that debates were had thereon, and the queſtion being put whether the committee did agree thereto, it was carried in the affirmative. The yeas and nays being called for by Mr. Comſtock, ſeconded by Mr. Johnſon, were as follows, viz.

For the Affirmative.

Mr. Adams	Mr. B. Gilbert	Mr. Moore	Mr. A. Smith
Mr. Arcularius	Mr. Heermance	Mr. E. Mott	Mr. H. Smith
Mr. Barker	Mr. Hoag	Mr. W. Mott	Mr. John Smith
Mr. Boyd	Mr. Honeywell	Mr. Nexſen	Mr. John M. Smith
Mr. Burling	Mr. Hunt	Mr. Oſtrom	Mr. Joſhua Smith
Mr. Burr	Mr. Kane	Mr. Pauling	Mr. Speaker
Mr. Clift	Mr. King	Mr. Pearce	Mr. Storm
Mr. Coe	Mr. J. Lanſingh	Mr. Prevoſt	Mr. Swartwout
Mr. Deitz	Mr. Lee	Mr. Robins	Mr. Teed
Mr. Dodge	Mr. Lott	Mr. Root	Mr. Van Renſſelaer
Mr. Doty	Mr. M'Intire	Mr. Schermerhorn	Mr. Voorhis
Mr. Floyd	Mr. C. M'Kinſtry	Mr. Schuneman	Mr. Williamſon
Mr. French	Mr. J. M'Kinſtry	Mr. Skidmore	Mr. Wolf 38
Mr. Furman	Mr. Micheau		

For the Negative.

Mr. Abeel	Mr. Corl	Mr. Hopkins	Mr. Philip Smith
Mr. Adgate	Mr. Crocker	Mr. Johnſon	Mr. Platt Smith
Mr. Adriance	Mr. Cummings	Mr. Landon	Mr. Snell
Mr. Baldwin	Mr. Dewey	Mr. C. Lanſing	Mr. Swart
Mr. Bill	Mr. De Witt	Mr. Lefevre	Mr. Tabor
Mr. Blake	Mr. Fort	Mr. M'Neil	Mr. P. Ten Broeck
Mr. Bruyn	Mr. German	Mr. Paine	Mr. S. Ten Broeck
Mr. Burt	Mr. E. Gilbert	Mr. Peck	Mr. Thomas
Mr. Butler	Mr. Gray	Mr. Phillips	Mr. Van Benthuyſen
Mr. Campbell	Mr. Hall	Mr. Reynolds	Mr. Veeder
Mr. Carpenter	Mr. Henry	Mr. Savage	Mr. Waren
Mr. Clark	Mr. Hogeboom	Mr. Schuyler	Mr. Weſtcott 40
Mr. Comſtock			

Mr. Shurtleff further reported, that the committee had gone through the bill, made amendments, filled up the blanks, and agreed to the ſame, which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Then the Houſe adjourned until Monday morning next at ten o'clock.

MONDAY, *ten o'clock, A. M. Auguſt 20th*, 1798.

The bill entitled "An act for the further defence of this State," was read the third time.

A motion was made that the ſaid bill be recommitted to a committee of the whole Houſe. Mr. Speaker put the queſtion whether the Houſe did agree thereto, and it was carried in the affirmative. The yeas and nays being called for by Mr. Arcularius, ſeconded by Mr. Nexſen, were as follows, viz.

For the Affirmative.

Mr. Adgate	Mr. Dewey	Mr. King	Mr. Reynolds
Mr. Adriance	Mr. De Witt	Mr. Landon	Mr. Root
Mr. Baldwin	Mr. Fort	Mr. C. Lanſing	Mr. Savage
Mr. Bill	Mr. Gates	Mr. J. Lanſingh	Mr. Schuyler
Mr. Blake	Mr. German	Mr. Lefevre	Mr. H. Smith
Mr. Bruyn	Mr. B. Gilbert	Mr. M'Intyre	Mr. Philip Smith
Mr. Burt	Mr. E. Gilbert	Mr. C. M'Kinſtry	Mr. Platt Smith
Mr. Butler	Mr. Gray	Mr. J. M'Kinſtry	Mr. Snell
Mr. Campbell	Mr. Hall	Mr. M'Neil	Mr. Teed
Mr. Carpenter	Mr. Heermance	Mr. E. Mott	Mr. S. Ten Broeck
Mr. Coe	Mr. Henry	Mr. W. Mott	Mr. Thomas
Mr. Crocker	Mr. Hogeboom	Mr. Paine	Mr. Van Benthuyſen
Mr. Cummings	Mr. Hopkins	Mr. Pauling	Mr. Van Renſſelaer
Mr. Deitz	Mr. Kane	Mr. Peck	Mr. Veeder 56

For the Negative.

Mr. Abeel	Mr. Doty	Mr. Nexſen	Mr. John M. Smith
Mr. Adams	Mr. Floyd	Mr. Oſtrom	Mr. Joſhua Smith
Mr. Arcularius	Mr. French	Mr. Pearce	Mr. Storm
Mr. Barker	Mr. Furman	Mr. Phillips	Mr. Swart
Mr. Boyd	Mr. Hoag	Mr. Prevoſt	Mr. Swartwout
Mr. Burling	Mr. Honeywell	Mr. Robins	Mr. Tabor
Mr. Burr	Mr. Hunt	Mr. Schuneman	Mr. P. Ten Broeck
Mr. Clark	Mr. Johnſon	Mr. Shurtleff	Mr. Voorhis
Mr. Clift	Mr. Lee	Mr. Skidmore	Mr. Waren
Mr. Comſtock	Mr. Lott	Mr. A. Smith	Mr. Weſtcott
Mr. Corl	Mr. Micheau	Mr. John Smith	Mr. Wolf 46
Mr. Dodge	Mr. Moore		

Thereupon, *Ordered*, That the ſaid bill be recommitted to a committee of the whole Houſe, and that it be the order of the day on to-morrow.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the addreſs of the Senate and Aſſembly of this State to the Preſident of the United States, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. J. Lanſingh from the ſaid committee reported, that the committee had gone through the ſaid addreſs, and unanimouſly agreed to the ſame without amendment, which he was directed to report to the Houſe, and he read the report in his place and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the Speaker ſubſcribe the ſaid addreſs on behalf of this Houſe.

Ordered, That Mr. Bruyn and Mr. Burling deliver the ſaid addreſs to the Hon. the Senate, and inform them that this Houſe have unanimouſly concurred in the ſaid addreſs.

Mr. Prevoſt from the committee of the whole Houſe on the bill entitled "An act to augment the number of artillery-men in the city and county of New-York, and to regulate the ſame," reported, that the committee had gone through the bill, made amendments, filled up the blanks, and agreed to the ſame, which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid bill be engroſſed.

Reſolved, That all bills which ſhall be paſſed in a committee of the whole, ſhall previouſly to their being engroſſed, be referred to a committee whoſe duty it ſhall be to examine the ſame, and report all errors which may have eſcaped the notice of the Houſe, together with the amendments thereof, and that Mr. Hopkins, Mr. Burr and Mr. J. Lanſingh be of the ſaid committee.

Then the Houſe adjourned until nine o'clock to-morrow morning.

TUESDAY, *nine o'clock, A. M. Auguſt 21ſt*, 1798.

The bill entitled "An Act to augment the number of artillery-men in the city and county of New-York, and to regulate the ſame," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Burling and Mr. Burr deliver the bill to the Hon. the Senate and requeſt their concurrence.

Purſuant to the order of the day, the Houſe reſolved itſelf into a committee of the whole Houſe on the bill entitled "An Act for the further defence of this State," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Shurtleff from the ſaid committee reported their proceedings to have been as follows, viz.

That after having gone through the ſaid bill, and in proceeding to fill up the blanks, the firſt enacting clauſe thereof was again read, and is in the words following, viz.

"Be it enacted by the people of the State of New-York, repreſented in Senate and Aſſembly, That a ſum not exceeding dollars be and the ſame is hereby appropriated for the purpoſes of repairing and completing ſuch fortifications as have already been erected and conſtructed in the ſaid city and its vicinity, and for conſtructing and erecting ſuch other fortifications, and for providing ſuch other means of defence for the ſecurity of the ſaid city and port of New-York, at ſuch place or places and in ſuch manner as the perſon adminiſtering the government of this State, for the time being, ſhall or may deem beſt adapted to the ſecurity and defence of the ſame, and provided that the ſaid ſum ſhall be expended under the direction of the Preſident of the United States."

That Mr. Burr made a motion that the blank in the ſaid clauſe ſhould be filled up with the words "*twelve hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Burr, it paſſed in the negative. The yeas and nays being called for by Mr. Robins, ſeconded by Mr. Van Benthuyſen, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Corl	Mr. Hopkins	Mr. Philip Smith	
Mr. Adgate	Mr. Crocker	Mr. C. Lanſing	Mr. Platt Smith	
Mr. Adriance	Mr. Cummings	Mr. Lefevre	Mr. Snell	
Mr. Baldwin	Mr. Deitz	Mr. C. M'Kinſtry	Mr. Swart	
Mr. Bill	Mr. Dewey	Mr. M'Neil	Mr. Tabor	
Mr. Blake	Mr. De Witt	Mr. E. Mott	Mr. Teed	
Mr. Bruyn	Mr. Fort	Mr. Paine	Mr. P. Ten Broeck	
Mr. Burt	Mr. Gates	Mr. Pauling	Mr. S. Ten Broeck	
Mr. Butler	Mr. German	Mr. Peck	Mr. Thomas	
Mr. Campbell	Mr. E. Gilbert	Mr. Phillips	Mr. Van Benthuyſen	
Mr. Carpenter	Mr. Gray	Mr. Reynolds	Mr. Veeder	
Mr. Clark	Mr. Hall	Mr. Savage	Mr. Waren	
Mr. Coe	Mr. Henry	Mr. Schuyler	Mr. Weſtcott	55
Mr. Comſtock	Mr. Hogeboom	Mr. H. Smith		

For the Affirmative.

Mr. Adams	Mr. Heermance	Mr. Micheau	Mr. Skidmore	
Mr. Aacularius	Mr. Honeywell	Mr. Moore	Mr. A. Smith	
Mr. Barker	Mr. Hunt	Mr. W. Mott	Mr. John Smith	
Mr. Boyd	Mr. Johnſon	Mr. Nexſen	Mr. John M. Smith	
Mr. Burling	Mr. Kane	Mr. Oſtrom	Mr. Joſhua Smith	
Mr. Burr	Mr. King	Mr. Pearce	Mr. Speaker	
Mr. Clift	Mr. Landon	Mr. Prevoſt	Mr. Storm	
Mr. Dodge	Mr. J. Lanſingh	Mr. Robins	Mr. Swartwout	
Mr. Doty	Mr. Lee	Mr. Root	Mr. Voorhis	
Mr. Floyd	Mr. Lott	Mr. Schermerhorn	Mr. Williamſon	
Mr. French	Mr. M'Intire	Mr. Schuneman	Mr. Wolf	46
Mr. Furman	Mr. J. M'Kinſtry			

That Mr. Storm made a motion that the ſaid blank ſhould be filled up with the words "*one million.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Storm, it paſſed in the negative. The yeas and nays being called for by Mr. Storm, ſeconded by Mr. Nexſen, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Crocker	Mr. Hopkins	Mr. H. Smith	
Mr. Adgate	Mr. Cummings	Mr. C. Lanſing	Mr. Philip Smith	
Mr. Adriance	Mr. Deitz	Mr. Lefevre	Mr. Platt Smith	
Mr. Baldwin	Mr. Dewey	Mr. M'Intire	Mr. Snell	
Mr. Bill	Mr. De Witt	Mr. C. M'Kinſtry	Mr. Swart	
Mr. Blake	Mr. Fort	Mr. M'Neil	Mr. Tabor	
Mr. Bruyn	Mr. Gates	Mr. E. Mott	Mr. Teed	
Mr. Burt	Mr. German	Mr. Paine	Mr. P. Ten Broeck	
Mr. Butler	Mr. B. Gilbert	Mr. Pauling	Mr. S. Ten Broeck	
Mr. Campbell	Mr E. Gilbert	Mr. Peck	Mr. Thomas	
Mr. Carpenter	Mr. Gray	Mr. Phillips	Mr. Van Benthuyſen	
Mr. Clark	Mr. Hall	Mr. Reynolds	Mr. Veeder	
Mr. Coe	Mr. Henry	Mr. Savage	Mr. Waren	
Mr. Comſtock	Mr. Hogeboom	Mr. Schuyler	Mr. Weſtcott	57
Mr. Corl				

For the Affirmative.

Mr. Adams	Mr. Heermance	Mr. Micheau	Mr. Skidmore	
Mr. Arcularius	Mr. Honeywell	Mr. Moore	Mr. A. Smith	
Mr. Barker	Mr. Hunt	Mr. W. Mott	Mr. John Smith	
Mr. Boyd	Mr. Johnſon	Mr. Nexſen	Mr. John M. Smith	
Mr. Burling	Mr. Kane	Mr. Oſtrom	Mr. Joſhua Smith	
Mr. Burr	Mr. King	Mr. Pearce	Mr. Speaker	
Mr. Clift	Mr. Landon	Mr. Prevoſt	Mr. Storm	
Mr. Dodge	Mr. J. Lanſingh	Mr. Robins	Mr. Swartwout	
Mr. Doty	Mr. Lee	Mr. Root	Mr. Voorhis	
Mr. Floyd	Mr. Lott	Mr. Schermerhorn	Mr. Williamſon	
Mr. French	Mr. J. M'Kinſtry	Mr. Schuneman	Mr. Wolf	45
Mr. Furman				

That Mr. Burr made a motion, that the ſaid blank ſhould be filled up with the words "*eight hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Burr, it paſſed in the negative. The yeas and nays being called for by Mr. Schuyler, ſeconded by Mr. French, were as follows, viz.

For the Negative.

Mr. Adgate	Mr. Crocker	Mr. C. Lanſing	Mr. H. Smith	
Mr. Adriance	Mr. Cummings	Mr. J. Lanſingh	Mr. Philip Smith	
Mr. Baldwin	Mr. Dewey	Mr. Lefevre	Mr. Platt Smith	
Mr. Barker	Mr. De Witt	Mr. M'Intire	Mr. Snell	
Mr. Bill	Mr. Fort	Mr. C. M'Kinſtry	Mr. Swart	
Mr. Blake	Mr. Gates	Mr. M'Neil	Mr. Tabor	
Mr. Bruyn	Mr. German	Mr. E. Mott	Mr. Teed	
Mr. Burt	Mr. B. Gilbert	Mr. Paine	Mr. P. Ten Broeck	
Mr. Butler	Mr. E. Gilbert	Mr. Pauling	Mr. S. Ten Broeck	
Mr. Campbell	Mr. Gray	Mr. Peck	Mr. Thomas	
Mr. Carpenter	Mr. Hall	Mr. Phillips	Mr. Van Benthuyſen	
Mr. Clark	Mr. Heermance	Mr. Reynolds	Mr. Veeder	
Mr. Coe	Mr. Henry	Mr. Savage	Mr. Waren	
Mr. Comſtock	Mr. Hogeboom	Mr. Schuneman	Mr. Weſtcott	59
Mr. Corl	Mr. Hopkins	Mr. Schuyler		

For the Affirmative.

Mr. Adams	Mr. French	Mr. Micheau	Mr. A. Smith	
Mr. Abeel	Mr. Furman	Mr. Moore	Mr. John Smith	
Mr. Arcularius	Mr. Honeywell	Mr. W. Mott	Mr. John M. Smith	
Mr. Boyd	Mr. Hunt	Mr. Nexſen	Mr. Joſhua Smith	
Mr. Burling	Mr. Johnſon	Mr. Oſtrom	Mr. Speaker	
Mr. Burr	Mr. Kane	Mr. Pearce	Mr. Storm	
Mr. Clift	Mr. King	Mr. Prevoſt	Mr. Swartwout	
Mr. Deitz	Mr. Landon	Mr. Robins	Mr. Voorhis	
Mr. Dodge	Mr. Lee	Mr. Root	Mr. Williamſon	
Mr. Doty	Mr. Lott	Mr. Schermerhorn	Mr. Wolf	43
Mr. Floyd	Mr. J. M'Kinſtry	Mr. Skidmore		

That Mr. Burr made a motion that the committee ſhould agree to expunge the proviſo in the ſaid firſt enacting clauſe, in the ſaid bill, which was read, and is in the words following, viz.

"Provided nevertheleſs, That the perſon adminiſtering the government of this State ſhall not undertake, or direct any new works, or fortifications, unleſs it ſhall be made to appear to his ſatisfaction that the ſaid city and harbor can be rendered

ſecure againſt any naval force by means of the ſums hereby appropriated, together with the aid that may be received from the United States, from the city of New-York, and other voluntary contributions.

That the queſtion being put whether the committee did agree to the motion of Mr. Burr, it was carried in the affirmative. The yeas and nays being called for by Mr. Robins, ſeconded by Mr. Prevoſt, were as follows, viz.

For the Affirmative.

Mr. Adams	Mr. Doty	Mr. Lee	Mr. Schermerhorn
Mr. Adgate	Mr. Floyd	Mr. Lefevre	Mr. Skidmore
Mr. Adriance	Mr. French	Mr. Lott	Mr. A. Smith
Mr. Arcularius	Mr. Furman	Mr. M'Intire	Mr. H. Smith
Mr. Baldwin	Mr. Gates	Mr. J. M'Kinſtry	Mr. John Smith
Mr. Barker	Mr. German	Mr. M'Neil	Mr. John M. Smith
Mr. Bill	Mr. B. Gilbert	Mr. Micheau	Mr. Joſhua Smith
Mr. Blake	Mr. Gray	Mr. Moore	Mr. Philip Smith
Mr. Boyd	Mr. Hall	Mr. E. Mott	Mr. Platt Smith
Mr. Bruyn	Mr. Heermance	Mr. W. Mott	Mr. Speaker
Mr. Burling	Mr. Henry	Mr. Nexſen	Mr. Storm
Mr. Burr	Mr. Hogeboom	Mr. Oſtrom	Mr. Swartwout
Mr. Butler	Mr. Honeywell	Mr. Paine	Mr. Tabor
Mr. Carpenter	Mr. Hopkins	Mr. Pauling	Mr. Teed
Mr. Clift	Mr. Hunt	Mr. Pearce	Mr. S. Ten Broeck
Mr. Coe	Mr. Johnſon	Mr. Phillips	Mr. Thomas
Mr. Cummings	Mr. Kane	Mr. Prevoſt	Mr. Van Benthuyſen
Mr. Deitz	Mr. King	Mr. Reynolds	Mr. Voorhis
Mr. Dewey	Mr. Landon	Mr. Robins	Mr. Williamſon
Mr. De Witt	Mr. J. Lanſingh	Mr. Root	Mr. Wolf 38
Mr. Dodge			

For the Negative.

Mr. Abeel	Mr. Crocker	Mr. Peck	Mr. Swart
Mr. Burt	Mr. Fort	Mr. Savage	Mr. P. Ten Broeck
Mr. Campbell	Mr. E. Gilbert	Mr. Schuneman	Mr. Veeder
Mr. Clark	Mr. C. Lanſing	Mr. Schuyler	Mr. Waren
Mr. Comſtock	Mr. C. M'Kinſtry	Mr. Snell	Mr. Weſtcott 21
Mr. Corl			

That Mr. French made a motion that the blank in the ſaid clauſe ſhould be filled up with the words "*ſix hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. French, it paſſed in the negative. The yeas and nays being called for by Mr. John M. Smith, ſeconded by Mr. Prevoſt, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Crocker	Mr. J. Lanſingh	Mr. H. Smith
Mr. Adgate	Mr. Cummings	Mr. Lefevre	Mr. Philip Smith
Mr. Adriance	Mr. Dewey	Mr. M'Intire	Mr. Platt Smith
Mr. Baldwin	Mr. De Witt	Mr. C. M'Kinſtry	Mr. Snell
Mr. Barker	Mr. Fort	Mr. M'Neil	Mr. Swart
Mr. Bill	Mr. Gates	Mr. E. Mott	Mr. Tabor
Mr. Blake	Mr. German	Mr. Paine	Mr. Teed
Mr. Bruyn	Mr. B. Gilbert	Mr. Pauling	Mr. P. Ten Broeck
Mr. Burt	Mr. E. Gilbert	Mr. Peck	Mr. S. Ten Broeck
Mr. Butler	Mr. Gray	Mr. Phillips	Mr. Thomas
Mr. Carpenter	Mr. Hall	Mr. Reynolds	Mr. Van Benthuyſen
Mr. Clark	Mr. Heermance	Mr. Savage	Mr. Veeder
Mr. Coe	Mr. Hogeboom	Mr. Schuneman	Mr. Waren
Mr. Comſtock	Mr. Hopkins	Mr. Schuyler	Mr. Weſtcott 51
Mr. Corl	Mr. C. Lanſing		

For the Affirmative.

Mr. Adams	Mr. Furman	Mr. Moore	Mr. A. Smith
Mr. Arcularius	Mr. Honeywell	Mr. W. Mott	Mr. John Smith
Mr. Boyd	Mr. Hunt	Mr. Nexſen	Mr. John M Smith
Mr. Burling	Mr. Johnſon	Mr. Oſtrom	Mr. Joſhua Smith
Mr. Burr	Mr. Kane	Mr. Pearce	Mr. Speaker
Mr. Clift	Mr. King	Mr. Prevoſt	Mr. Storm
Mr. Deitz	Mr. Landon	Mr. Robins	Mr. Swartwout
Mr. Dodge	Mr. Lee	Mr. Root	Mr. Voorhis
Mr. Doty	Mr. Lott	Mr. Schermerhorn	Mr. Williamſon
Mr. Floyd	Mr. J. M'Kinſtry	Mr. Skidmore	Mr. Wolf 42
Mr. French	Mr. Micheau		

That Mr. Burr then made a motion that the ſaid blank ſhould be filled up with the words "*five hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Burr, it paſſed in the negative. The yeas and nays being called for by Mr. French, ſeconded by Mr. Nexſen, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Corl	Mr. Hopkins	Mr. Schuyler
Mr. Adgate	Mr. Crocker	Mr. C. Lanſing	Mr. H. Smith
Mr. Adriance	Mr. Cummings	Mr. J. Lanſingh	Mr. Philip Smith
Mr. Baldwin	Mr. Dewey	Mr. Lefevre	Mr. Platt Smith
Mr. Barker	Mr. De Witt	Mr. M'Intire	Mr. Snell
Mr. Bill	Mr. Fort	Mr. C. M'Kinſtry	Mr. Swart
Mr. Blake	Mr. Gates	Mr. E. Mott	Mr. Tabor
Mr. Bruyn	Mr. German	Mr. Paine	Mr. P. Ten Broeck
Mr. Burt	Mr. B. Gilbert	Mr. Pauling	Mr. S. Ten Broeck
Mr. Butler	Mr. E. Gilbert	Mr. Peck	Mr. Thomas
Mr. Campbell	Mr. Gray	Mr. Phillips	Mr. Van Benthuyſen
Mr. Carpenter	Mr. Hall	Mr. Reynolds	Mr. Veeder
Mr. Clark	Mr. Heermance	Mr. Savage	Mr. Waren
Mr. Coe	Mr. Henry	Mr. Schuneman	Mr. Weſtcott 58
Mr. Comſtock	Mr. Hogeboom		

For the Affirmative.

Mr. Adams	Mr. Furman	Mr. Micheau	Mr. A. Smith
Mr. Arcularius	Mr. Honeywell	Mr. Moore	Mr. John Smith
Mr. Boyd	Mr. Hunt	Mr. W. Mott	Mr. John M. Smith
Mr. Burling	Mr. Johnſon	Mr. Nexſen	Mr. Joſhua Smith
Mr. Burr	Mr. Kane	Mr. Oſtrom	Mr. Speaker
Mr. Clift	Mr. King	Mr. Pearce	Mr. Storm
Mr. Deitz	Mr. Landon	Mr. Prevoſt	Mr. Swartwout
Mr. Dodge	Mr. Lee	Mr. Robins	Mr. Teed
Mr. Doty	Mr. Lott	Mr. Root	Mr. Voorhis
Mr. Floyd	Mr. J. M'Kinſtry	Mr. Schermerhorn	Mr. Williamſon
Mr. French	Mr. M'Neil	Mr. Skidmore	Mr. Wolf 44

That Mr. Prevoſt made a motion that the ſaid blank ſhould be filled up with the words "*four hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Prevoſt, it paſſed in the negative.

That Mr. Van Benthuyſen made a motion that the ſaid blank ſhould be filled up with the words "*three hundred thouſand.*"

That the qeſtion being put whether the committee did agree to the motion of Mr. Van Benthuyſen, it paſſed in the negative. The yeas and nays being called for by Mr. Storm, ſeconded by Mr. French, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Crocker	Mr. Hogeboom	Mr. Savage
Mr. Adgate	Mr. Cummings	Mr. Hopkins	Mr. Schuneman
Mr. Barker	Mr. Deitz	Mr. King	Mr. Schuyler
Mr. Bill	Mr. Dewey	Mr. C. Lanſing	Mr. H. Smith
Mr. Blake	Mr. De Witt	Mr. J. Lanſingh	Mr. Joſhua Smith
Mr. Bruyn	Mr. Dodge	Mr. Lee	Mr. Philip Smith
Mr. Burling	Mr. Floyd	Mr. Lefevre	Mr. Platt Smith
Mr. Burt	Mr. Fort	Mr. C. M'Kinſtry	Mr. Snell
Mr. Butler	Mr. Gates	Mr. J. M'Kinſtry	Mr. Swart
Mr. Carpenter	Mr. B. Gilbert	Mr. Nexſen	Mr. Tabor
Mr. Clark	Mr. E. Gilbert	Mr. Paine	Mr. P. Ten Broeck
Mr. Clift	Mr. Gray	Mr. Pauling	Mr. Thomas
Mr. Coe	Mr. Hall	Mr. Peck	Mr. Veeder
Mr. Comſtock	Mr. Heermance	Mr. Phillips	Mr. Waren
Mr. Corl	Mr. Henry	Mr. Reynolds	Mr. Weſtcott 60

For the Affirmative.

Mr. Adams	Mr. Hunt	Mr. W. Mott	Mr. John M. Smith
Mr. Adriance	Mr. Johnſon	Mr. Oſtrom	Mr. Speaker
Mr. Arcularius	Mr. Kane	Mr. Pearce	Mr. Storm
Mr. Baldwin	Mr. Landon	Mr. Prevoſt	Mr. Swartwout
Mr. Boyd	Mr. Lott	Mr. Robins	Mr. Teed
Mr. Burr	Mr. M'Intire	Mr. Root	Mr. S. Ten Broeck
Mr. Doty	Mr. M'Neil	Mr. Schermerhorn	Mr. Van Benthuyſen
Mr. French	Mr. Micheau	Mr. Skidmore	Mr. Voorhis
Mr. Furman	Mr. Moore	Mr. A. Smith	Mr. Williamſon
Mr. German	Mr. E. Mott	Mr. John Smith	Mr. Wolf 41
Mr. Honeywell			

That Mr. Hopkins made a motion that the ſaid blank ſhould be filled up with the words "*two hundred thouſand.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Hopkins, it was carried in the affirmative. The yeas and nays being called by Mr. Boyd, ſeconded by Mr. Arcularius, were as follows, viz.

For the Affirmative.

Mr. Adams	Mr. Deitz	Mr. C. Lanſing	Mr. Schermerhorn
Mr. Adgate	Mr. De Witt	Mr. Lee	Mr. Skidmore
Mr. Adriance	Mr. Dodge	Mr. Lefevre	Mr. A. Smith
Mr. Arcularius	Mr. Doty	Mr. M'Intire	Mr. John Smith
Mr. Baldwin	Mr. Floyd	Mr. M'Neil	Mr. John M. Smith
Mr. Barker	Mr. French	Mr. Micheau	Mr. Philip Smith
Mr. Bill	Mr. Furman	Mr. Moore	Mr. Platt Smith
Mr. Boyd	Mr. Gates	Mr. E. Mott	Mr. Speaker
Mr. Bruyn	Mr. German	Mr. W. Mott	Mr. Storm
Mr. Burling	Mr. E. Gilbert	Mr. Oſtrom	Mr. Swart
Mr. Burr	Mr. Gray	Mr. Paine	Mr. Swartwout
Mr. Butler	Mr. Hall	Mr. Pauling	Mr. Tabor
Mr. Campbell	Mr. Henry	Mr. Pearce	Mr. Teed
Mr. Carpenter	Mr. Honeywell	Mr. Peck	Mr. S. Ten Broeck
Mr. Clark	Mr. Hopkins	Mr. Phillips	Mr. Van Benthuyſen
Mr. Coe	Mr. Hunt	Mr. Prevoſt	Mr. Voorhis
Mr. Comſtock	Mr. Johnſon	Mr. Reynolds	Mr. Waren
Mr. Corl	Mr. Kane	Mr. Robins	Mr. Weſtcott
Mr. Crocker	Mr. Landon	Mr. Root	Mr. Williamſon 77
Mr. Cummings			

For the Negative.

Mr. Abeel	Mr. B. Gilbert	Mr. J. M'Kinſtry	Mr. Joſhua Smith
Mr. Blake	Mr. Heermance	Mr. Nexſen	Mr. Snell
Mr. Burt	Mr. Hogeboom	Mr. Savage	Mr. P. Ten Broeck
Mr. Clift	Mr. King	Mr. Schuneman	Mr. Thomas
Mr. Dewey	Mr. J. Lanſingh	Mr. Schuyler	Mr. Veeder
Mr. Fort	Mr. C. M'Kinſtry	Mr. H. Smith	Mr. Wolf 24

Mr. Shurtleff further reported, that the committee had gone through the bill, made amendments, filled up the blanks, and agreed to the ſame, which he was directed to report to the Houſe, and he read the report in his place and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Clark aſked for, and obtained leave of abſence for two days.

Then the Houſe adjourned until nine o'clock to-morrow morning.

WEDNESDAY, *nine o'clock, A. M. Auguſt 22d*, 1798.

The bill entitled "An act for the further defence of this State," was read the third time. A motion was made that the words "*and for other purpoſes*," ſhould be added to the title of the ſaid bill. Mr. Speaker put the queſtion whether the Houſe did agree thereto, and it was carried in the affirmative.

Reſolved, That the bill do paſs.

Ordered, That Mr. Burr and Mr. Burt deliver the bill to the Hon. the Senate and requeſt their concurrence.

A meſſage from the Hon. the Senate, delivered by Mr. Gelſton and Mr. Gettman, with the bill therein mentioned, was read, that the Senate have paſſed the bill entitled "An act to augment the number of artillery-men in the city and coun-

y of New-York, and to regulate the ſame," with the amendments therewith deliv-
ered.

The Houſe proceeded to the conſideration of the ſaid amendments, the bill and amendments were read, and the amendments were read the ſecond time: thereupon,

Reſolved, That this Houſe do not concur with the Hon. the Senate in their firſt and fourth amendments, and do concur in the other amendments to the ſaid bill.

Ordered, That Mr. Burt and Mr. Butler deliver the bill, amendments and a copy of the preceding reſolution to the Hon. the Senate.

Then the Houſe reſolved itſelf into a committee of the whole Houſe on the reſolution from the Hon. the Senate, relative to the propoſed amendments to the Conſtitution of the United States, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. M'Neil from the ſaid committee reported progreſs and obtained leave to ſit again.

Ordered, That the ſaid reſolution be taken into further conſideration on to-morrow.

A meſſage from the Hon. the Senate, delivered by Mr. Gettman and Mr. Gordon, with the bill therein mentioned, was read, that the Senate do adhere to their amendments to the bill entitled "An act to augment the number of artillery-men in the city and county of New-York, and to regulate the ſame."

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

Ordered, That it be the order of the day on to-morrow, for this Houſe to reſolve itſelf into a committee of the whole Houſe, on the bill entitled "An act for the benefit of inſolvent debtors and their creditors."

Then the Houſe adjourned until nine o'clock to-morrow morning.

THURSDAY, *nine o'clock, A. M. Auguſt 23d*, 1798.

The Houſe proceeded to the reconſideration of the amendments of the Hon. the Senate to the bill entitled "An act to augment the number of artillery-men in the city and county of New-York, and to regulate the ſame," and the ſame having been read and reconſidered; thereupon,

Reſolved, That this Houſe do recede from their reſolution of nonconcurrence as to the firſt amendment, and do adhere to their reſolution of nonconcurrence as to the fourth amendment to the ſaid bill.

Ordered, That Mr. Butler and Mr. Campbell deliver the bill and a copy of the preceding reſolution to the Hon. the Senate.

Purſuant to the order of the day, the Houſe reſolved itſelf into a committee of whole Houſe on the bill entitled "An act for the benefit of inſolvent debtors and their creditors," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Dewey from the ſaid committee, reported, that in proceeding in the ſaid bill, a paragraph in the firſt enacting clauſe thereof was read, and is in the words following, viz.

"Be it enacted by the people of the State of New-York, repreſented in Senate and Aſſembly, That it ſhall be lawful for any inſolvent debtor, who now is, or hereafter may be impriſoned on any civil proceſs, iſſuing out of any court within and under the authority of this State, or who now is or hereafter may be impleaded in any civil action, or proſecuted in any ſuch court for debt, or on contract expreſs, or implied, to preſent a petition to any one of the Juſtices of the Supreme Court, or to the firſt Judge of any Court of Common Pleas, within their reſpective counties, or to the Recorder of the city of New-York, or of the city of Albany, praying that the eſtate of ſuch perſon ſo petitioning may be aſſigned, and he or ſhe be diſcharged according to this act."

That Mr. Storm made a motion, that the committee ſhould agree to alter the ſaid paragraph, to read as follows, viz.

"Be it enacted by the people of the State of New-York, repreſented in Senate and Aſſembly, That it ſhall and may be lawful for any inſolvent debtor, who ſhall after the firſt day of January, 1799, be impriſoned on any civil proceſs, iſſuing out of any court within, and under the authority of this State, or who may hereafter be impleaded in any civil action, or proſecuted in any ſuch court for any debts, or on contract expreſs or implied, made after ſaid day, to preſent a petition to any one of the Juſtices of the Supreme court, or to the firſt Judge of any

Court of Common Pleas within their reſpective counties, or to the Recorder of the city of New-York, or of the city of Albany, praying that the eſtate of ſuch perſon ſo petitioning, may be aſſigned, and he or ſhe be diſcharged, according this act.

That the queſtion being put whether the committee did agree to the motion of Mr. Storm, it paſſed in the negative.

The yeas and nays being called for by Mr. Storm, ſeconded by Mr. Hall, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Cummings	Mr. J. Lanſingh	Mr. Skidmore
Mr. Adams	Mr. Deitz	Mr. Lee	Mr. A. Smith
Mr. Adgate	Mr. De Witt	Mr. Lefevre	Mr. H. Smith
Mr. Baldwin	Mr. Dodge	Mr. C. M'Kinſtry	Mr. John M. Smith
Mr. Barker	Mr. Doty	Mr. J. M'Kinſtry	Mr. Snell
Mr. Bill	Mr. Fort	Mr. Micheau	Mr. Speaker
Mr. Blake	Mr. French	Mr. Moore	Mr. Swart
Mr. Bruyn	Mr. Gates	Mr. W. Mott	Mr. Tabor
Mr. Burling	Mr. German	Mr. Oſtrom	Mr. Teed
Mr. Burr	Mr. B. Gilbert	Mr. Paine	Mr. P. Ten Broeck
Mr. Burt	Mr. E. Gilbert	Mr. Pearce	Mr. S. Ten Broeck
Mr. Butler	Mr. Hall	Mr. Peck	Mr. Thomas
Mr. Campbell	Mr. Heermance	Mr. Phillips	Mr. Van Benthuyſen
Mr. Carpenter	Mr. Henry	Mr. Prevoſt	Mr. Van Renſſelaer
Mr. Clift	Mr. Hogeboom	Mr. Root	Mr. Veeder
Mr. Coe	Mr. Hopkins	Mr. Savage	Mr. Waren
Mr. Comſtock	Mr. Hunt	Mr. Schermerhorn	Mr. Weſtcott
Mr. Corl	Mr. Johnſon	Mr. Schuyler	Mr. Williamſon
Mr. Crocker	Mr. King	Mr. Shurtleff	Mr. Wolf

For the Affirmative.

Mr. Adriance	Mr. Landon	Mr. M'Neil	Mr. Schuneman
Mr. Arcularius	Mr. C. Lanſing	Mr. E. Mott	Mr. Platt Smith
Mr. Boyd	Mr. Lott	Mr. Nexſen	Mr. Storm
Mr. Hoag	Mr. M'Intire	Mr. Pauling	Mr. Voorhis
Mr. Kane			

Mr. Dewey alſo reported that the committee had made further progreſs, in the ſaid bill, and directed him to move for leave to ſit again.

Ordered, That the committee have leave to ſit again.

By unanimous conſent of the Houſe, Mr. Prevoſt brought in a bill entitled "An act allowing additional compenſation to the members of the Legiſlature, and its attendant officers," which was read the firſt time, and by unanimous conſent, was alſo read a ſecond time, and committed to a committee of the whole Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Graham and Mr. Haight, with the bill therein mentioned, was read, that the Senate have paſſed the bill entitled "An act for the further defence of this State, and for other purpoſes," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed.

A meſſage from the Hon. the Senate, delivered by Mr. Gordon and Mr. Graham, with the bill therein mentioned, was read, that the Senate do recede from their amendments to the bill entitled "An act to augment the number of artillerymen in the city and county of New-York, and to regulate the ſame."

Ordered, That Mr. Campbel and Mr. Carpenter deliver the bill to the Hon. the Senate, and inform them that this Houſe have amended the ſaid bill purſuant to the amendments of the Hon. the Senate.

Then the Houſe reſolved itſelf into a committee of the whole houſe on the bill entitled "An act allowing additional compenſation to the members of the Legiſlature, and its attendant officers," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Baldwin from the ſaid committee, reported, that after the ſaid bill had been read, a motion was made that the committee ſhould agree thereto, and the queſtion being put thereon, it was carried in the affirmative. The yeas and nays being called for by Mr. Hall, ſeconded by Mr. Peck, were as follows, viz.

For the Affirmative.

r. Adams	Mr. Cummings	Mr. King	Mr. Pearce
r. Abeel	Mr. Dewey	Mr. Lee	Mr. Reynolds
r. Adgate	Mr. Dodge	Mr. M'Intire	Mr. Richardſon
r. Arcularius	Mr. Doty	Mr. J. M'Kinſtry	Mr. Robins
r. Barker	Mr. Floyd	Mr. M'Neil	Mr. Root
r. Bill	Mr. French	Mr. Micheau	Mr. Shurtleff
r. Burr	Mr. Furman	Mr. Moore	Mr. Snell
r. Butler	Mr. Gates	Mr. E. Mott	Mr Speaker
r. Campbell	Mr. German	Mr. W. Mott	Mr. Storm
r. Carpenter	Mr Hall	Mr. Nexſen	Mr. Swartwout
r. Clift	Mr. Heermance	Mr. Oſtrom	Mr. Voorhis
r. Comſtock	Mr. Hoag	Mr. Paine	Mr. Waren
r. Corl	Mr. Johnſon	Mr. Pauling	Mr. Wolf 52

For the Negative.

r. Adriance	Mr. Henry	Mr. Savage	Mr. Philip Smith
r. Blake	Mr. Hogeboom	Mr. Schermerhorn	Mr. Platt Smith
r. Bruyn	Mr. Hopkins	Mr. Schuneman	Mr. Swart
r. Burling	Mr. Landon	Mr. Schuyler	Mr. Tabor
r. Burt	Mr. C. Lanſing	Mr. Skidmore	Mr. Teed
r. Crocker	Mr. J. Lanſingh	Mr. A. Smith	Mr. S. Ten Broeck
r. De Witt	Mr. Lefevre	Mr. H. Smith	Mr. Thomas
r. Fort	Mr. Lott	Mr. John Smith	Mr. Van Benthuyſen
r. B. Gilbert	Mr. C. M'Kinſtry	Mr. John M. Smith	Mr. Veeder
r E. Gilbert	Mr. Peck	Mr. Joſhua Smith	Mr. Weſtcott 42
r. Gray	Mr. Phillips		

Mr. Baldwin further reported that the committee had gone through the bill, ade amendments, and agreed to the ſame, which he was directed to report to the ouſe, and he read the report in his place, and delivered the ſame in at the table, here it was again read and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

The Hon. the Senate returned by Mr. Hatfield and Mr. Jones, the bill entitled An act to augment the number of artillery-men in the city and county of New-ork, and to regulate the ſame."

Ordered, That Mr. Carpenter and Mr. Clift deliver the bill to the Hon. the coun-l of reviſion.

Mr. Hopkins made a motion that the Houſe ſhould agree to a reſolution which as read, and is in the words following, viz.

Reſolved, That the further conſideration of the reſolution of the Hon. the Senate, elative to the propoſed amendments to the conſtitution of the United States, be oſtponed till the firſt Tueſday after the firſt day of the next meeting of the preſ-nt ſeſſion of the Legiſlature.

Mr. Speaker put the queſtion whether the Houſe did agree thereto, and it was arried in the affirmative. The yeas and nays being called for by Mr. Micheau, econded by Mr. Baldwin were as follows, viz.

For the Affirmative.

r. Abeel	Mr Fort	Mr. Lefevre	Mr. Schermerhorn
r. Barker	Mr. French	Mr. J. M'Kinſtry	Mr. Schuyler
r. Bill	Mr. Furman	Mr. M'Neil	Mr. Shurtleff
r. Boyd	Mr. Gates	Mr. Micheau	Mr. John M. Smith
r. Burling	Mr. B. Gilbert	Mr. E. Mott	Mr. Philip Smith
r. Butler	Mr. Gray	Mr. W. Mott	Mr. Platt Smith
r. Campbell	Mr. Hall	Mr. Oſtrom	Mr. Snell
r. Clift	Mr. Heermance	Mr. Paine	Mr. Swart
r. Crocker	Mr. Henry	Mr. Pauling	Mr. Teed
r. Deitz	Mr. Hoag	Mr. Pearce	Mr. P Ten Broeck
r. Dewey	Mr. Hopkins	Mr. Peck	Mr. Van Renſſelaer
r De Witt	Mr. King	Mr. Reynolds	Mr. Voorhis
r. Dodge	Mr. C. Lanſing	Mr. Savage	Mr. Williamſon 54
r. Doty	Mr. J. Lanſingh		

For the Negative.

r. Adams	Mr. Cummings	Mr. Moore	Mr. Joſhua Smith
r. Adgate	Mr. Floyd	Mr. Nexſen	Mr. Storm
r. Adriance	Mr. German	Mr Phillips	Mr. Swartwout
r. Arcularius	Mr. E. Gilbert	Mr. Prevoſt	Mr. Tabor
r. Baldwin	Mr. Hogeboom	Mr. Robins	Mr. S. Ten Broeck
r. Blake	Mr. Johnſon	Mr. Root	Mr. Thomas
r. Bruyn	Mr. Landon	Mr. Schuneman	Mr Van Benthuyſen
r. Burr	Mr. Lee	Mr. Skidmore	Mr. Veeder
r. Burt	Mr. Lott	Mr A. Smith	Mr. Waren
r Carpenter	Mr M'Intire	Mr. H. Smith	Mr. Weſtcott
r. Comſtock	Mr. C. M Kinſtry	Mr. John Smith	Mr. Wolf 45
r. Corl			

Then the Houſe adjourned until nine o'clock to-morrow morning.

FRIDAY, *nine o'clock, A. M. Auguſt 24th*, 1798.

The bill entitled "An act allowing additional compenſation to the members of the Legiſlature and its attendant officers," was read the third time.

Mr. Peck made a motion that the ſaid bill ſhould be rejected. Mr. Speaker put the queſtion whether the Houſe did agree to the motion of Mr. Peck, and it paſſed in the negative. The yeas and nays being called for by Mr. Kane, ſeconded by Mr. Peck, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. De Witt	Mr. Lee	Mr. Root
Mr. Adgate	Mr. Dodge	Mr. M'Intire	Mr. Schuneman
Mr. Barker	Mr. Doty	Mr. Micheau	Mr. Shurtleff
Mr. Bill	Mr. French	Mr. Moore	Mr. Storm
Mr. Burr	Mr. Furman	Mr. E. Mott	Mr. Swart
Mr. Butler	Mr. German	Mr. Oſtrom	Mr. Swartwout
Mr. Carpenter	Mr. Hall	Mr. Paine	Mr. Veeder
Mr. Clift	Mr. Heermance	Mr. Pauling	Mr. Voorhis
Mr. Coe	Mr. Hoag	Mr. Pearce	Mr. Waren
Mr. Comſtock	Mr. Honeywell	Mr. Prevoſt	Mr. Williamſon
Mr. Corl	Mr. Johnſon	Mr. Reynolds	Mr. Wolf
Mr. Cummings	Mr. King	Mr. Robins	47

For the Affirmative.

Mr. Adriance	Mr. B. Gilbert	Mr. Lefevre	Mr. H. Smith
Mr. Baldwin	Mr. E. Gilbert	Mr. Lott	Mr. John Smith
Mr. Blake	Mr. Gray	Mr. C. M'Kinſtry	Mr. John M. Smith
Mr. Boyd	Mr. Henry	Mr. W. Mott	Mr. Joſhua Smith
Mr. Bruyn	Mr. Hogeboom	Mr. Peck	Mr. Philip Smith
Mr. Burling	Mr. Hopkins	Mr. Phillips	Mr. Platt Smith
Mr. Burt	Mr. Hunt	Mr. Savage	Mr. Tabor
Mr. Crocker	Mr. Kane	Mr. Schermerhorn	Mr. P. Ten Broeck
Mr. Deitz	Mr. Landon	Mr. Schuyler	Mr. S. Ten Broeck
Mr. Dewey	Mr. C. Lanſing	Mr. Skidmore	Mr. Thomas
Mr. Floyd	Mr. J. Lanſingh	Mr. A. Smith	Mr. Weſtcott
Mr. Fort			45

Thereupon, *Reſolved*, That the bill do paſs.

Ordered, That Mr. Carpenter and Mr. Clift deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the bill entitled "An act for the further defence of this State, and for other purpoſes." The bill and amendments were read, and the amendments being read the ſecond time; thereupon,

Reſolved, That this Houſe do concur with the Hon. the Senate, in their amendments to the ſaid bill, which are for that purpoſe deſignated in the margin of the ſaid amendments, and do not concur in the other amendments.

Ordered, That Mr. Clift and Mr. Coe deliver the bill, amendments and a copy of the preceding reſolution to the Hon. the Senate.

Mr. Dewey from the committee of the whole Houſe, on the bill entitled "An act for the benefit of inſolvent debtors, and their creditors," reported progreſs; thereupon,

Ordered, That the committee of the whole Houſe, be diſcharged from the further conſideration of the ſaid bill, and that the ſame be committed to a ſelect committee, conſiſting of Mr. King, Mr. Comſtock, Mr. Storm, Mr. Prevoſt and Mr. Dewey.

Mr. Prevoſt made a motion, that the Houſe ſhould agree to a reſolution, which was read, and agreed to by the Houſe, and is in the words following, viz.

Reſolved, That a meſſage be ſent to the Hon. the Senate on behalf of this Houſe, to requeſt them to inform this Houſe, what progreſs hath been made in the bill entitled "An act allowing additional compenſation to the members of the Legiſlature and its attendant officers," ſent to the Hon. the Senate for concurrence.

Ordered, That Mr. Coe and Mr. Crocker, deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion delivered by the Hon. the

Chief Juſtice, was read, That it does not appear improper to the Council, that the bill entitled "An act to amend the act entitled, "An act to regulate the returning and impannelling jurors for the trial of iſſues, and for other purpoſes," ſhould become a law of this State.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Haight and Mr. L'Hommedieu, was read, informing this Houſe, that the bill entitled "An act allowing additional compenſation to the members of the Legiſlature, and its attendant officers," was received this morning, had its firſt reading, and upon the queſtion, whether the ſame ſhould have a ſecond reading, it was carried in the negative.

Reſolved, (if the Hon. the Senate concur herein,) That the Secretary of this State, be and he is hereby directed, forthwith to cauſe five hundred copies of the act entitled "An act to regulate the returning and impannelling of jurors for the trial of iſſues, and for other purpoſes," to be printed, to the end that they may be diſtributed among the towns in the reſpective counties in this State; and that the printer to this State publiſh the ſame in his news-papers.

Ordered, That Mr. Corl and Mr. Deitz deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. L'Hommedieu and Mr. Mathews, with the bill entitled "An act for the further defence of this State, and for other purpoſes," was read, That the Senate do recede from their amendments to the 8th clauſe of the ſaid bill, and do adhere to their other amendments.

The bill and amendments were read, and conſidered, and the amendments being read, and reconſidered; thereupon,

Reſolved, That this Houſe do recede from their reſolution of non-concurrence in the ſaid amendments of the Hon. the Senate to the ſaid bill.

Ordered, That Mr. Deitz, and Mr. Dewey deliver the ſaid bill to the Hon. the Senate, and inform them, that this Houſe have amended the ſame, purſuant to the amendments of the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. J. Morris and Mr. T. Morris, was read, that the Senate do concur with this Houſe in their reſolution relative to printing five hundred copies of the act entitled "An act to amend the act entitled "An act to regulate the returning and impannelling of jurors for the trial of iſſues and for other purpoſes."

Then the Houſe adjourned until nine o'clock to-morrow morning.

SATURDAY, *nine o'clock*, *A. M. Auguſt 25th*, 1798.

Mr. Dewey purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill entitled "An act making further allowance to the members of the Legiſlature and its attendant officers," which was read the firſt time, and by unanimous conſent was alſo read the ſecond time and committed to a committee of the whole Houſe.

By unanimous conſent the Houſe reſolved itſelf into a committee of the whole Houſe on the ſaid bill, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Reynolds from the ſaid committee, reported, that the committee had gone through the bill, made amendments, and filled up the blanks, which he was directed to report to the Houſe, and he read the report in his place and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A petition of the board of ſuperviſors of the county of Oneida, was read, and referred to the members attending this Houſe from the ſaid county of Oneida.

A petition of the ſtockholders of the New-York Inſurance Company, was read, and referred to Mr. Robins, Mr. Storm and Mr. Wolf.

Leave of abſence was granted to Mr. Swartwout, Mr. Voorhis and Mr. Kane for the remainder of the preſent meeting of the Legiſlature.

The engroſſed bill entitled "An act making further allowance to the members of the Legiſlature and its attendant officers," was read the third time. Mr. Speaker put the queſtion whether the bill ſhould paſs, and it was carried in the affirmative. The yeas and nays being called for by Mr. Savage, ſeconded by Mr. Crocker, were as follows, viz.

For the Affirmative.

Mr. Adams	Mr. Dodge	Mr. Lefevre	Mr. Reynolds
Mr. Abeel	Mr. Doty	Mr. M'Intire	Mr. Robins
Mr. Adgate	Mr. French	Mr. J. M'Kinſtry	Mr. Root
Mr. Arcularius	Mr. Furman	Mr. M'Neil	Mr. Schuneman
Mr. Baldwin	Mr. Gates	Mr. Micheau	Mr. H. Smith
Mr. Barker	Mr. German	Mr. Moore	Mr. Snell
Mr. Bill	Mr. Hall	Mr. E. Mott	Mr. Swart
Mr. Burr	Mr. Heermance	Mr. Nexſen	Mr. P. Ten Broeck
Mr. Butler	Mr. Honeywell	Mr. Oſtrom	Mr. Veeder
Mr. Carpenter	Mr. Hunt	Mr. Paine	Mr. Voorhis
Mr. Clift	Mr. Johnſon	Mr. Pauling	Mr. Waren
Mr. Coe	Mr. King	Mr. Pearce	Mr. Williamſon
Mr. Cummings	Mr. J. Lanſingh	Mr. Prevoſt	Mr. Wolf 54
Mr. De Witt	Mr. Lee		

For the Negative.

Mr. Adriance	Mr. B. Gilbert	Mr. Lott	Mr. John Smith
Mr. Blake	Mr. E. Gilbert	Mr. C. M'Kinſtry	Mr. John M. Smith
Mr. Boyd	Mr. Gray	Mr. W. Mott	Mr. Joſhua Smith
Mr. Bruyn	Mr. Henry	Mr. Peck	Mr. Platt Smith
Mr. Burling	Mr. Hoag	Mr. Phillips	Mr. Tabor
Mr. Burt	Mr. Hogeboom	Mr. Savage	Mr. Teed
Mr. Crocker	Mr. Hopkins	Mr. Schermerhorn	Mr. S. Ten Broeck
Mr. Deitz	Mr. Kane	Mr. Schuyler	Mr. Thomas
Mr. Floyd	Mr. Landon	Mr. Skidmore	Mr. Van Renſſelaer
Mr. Fort	Mr. C. Lanſing	Mr. A. Smith	Mr. Weſtcott 40

Thereupon, *Reſolved*, That the bill do paſs.

Ordered, That Mr. Doty and Mr. Floyd deliver the bill to the Hon. the Senate, and requeſt their concurrence.

Then the Houſe adjourned until nine o'clock on Monday morning next.

MONDAY, *nine o'clock, A. M. Auguſt 27th*, 1798.

Mr. Root, purſuant to notice by him for that purpoſe heretofore given, made a motion that the Houſe ſhould agree to a reſolution, which was read, and is in the words following, viz.

Reſolved, (if the Hon. the Senate concur herein,) That the Legiſlature will adjourn this day, to meet again at on the day of next.

Mr. Speaker put the queſtion, whether the Houſe did agree thereto; and it was carried in the affirmative.

Mr. Root made a motion, that the words "*the city of Hudſon*," ſhould be inſerted in the firſt blank of the ſaid reſolution.

Mr. Robins made a motion that the words "*the city of New-York*," ſhould be inſerted in the ſaid blank.

Mr. Hopkins made a motion that the words "*the city of Albany*," ſhould be inſerted in the ſaid blank.

Mr. Van Benthuyſen made a motion that the words "*the town of Poughkeepſie*," ſhould be inſerted in the ſaid blank.

The queſtion being put whether the Houſe did agree to the motion of Mr. Root, it paſſed in the negative. The yeas and nays being called for by Mr. Root, ſeconded by Mr. Hogeboom, were as follows, viz.

For the Negative.

Mr. Adgate	Mr. French	Mr. Lott	Mr. Schuyler
Mr. Barker	Mr. Furman	Mr. M'Intire	Mr. Shurtleff
Mr. Bill	Mr. Gates	Mr. M'Neil	Mr. Skidmore
Mr. Bruyn	Mr. B. Gilbert	Mr. Micheau	Mr. H. Smith
Mr. Campbell	Mr. E. Gilbert	Mr. Moore	Mr. Joſhua Smith
Mr. Clark	Mr. Gray	Mr. W. Mott	Mr. Philip Smith
Mr. Comſtock	Mr. Heermance	Mr. Nexſen	Mr. Snell
Mr. Coil	Mr. Henry	Mr. Oſtrom	Mr. Swart
Mr. Crocker	Mr. Hopkins	Mr. Paine	Mr. Teed
Mr. Cummings	Mr. Hunt	Mr. Pauling	Mr. Thomas
Mr. Deitz	Mr. Johnſon	Mr. Peck	Mr. Van Renſſelaer
Mr Dewey	Mr. King	Mr. Reynolds	Mr. Veeder
Mr. De Witt	Mr. C. Lanſing	Mr. Savage	Mr. Waren
Mr. Floyd	Mr. J. Lanſingh	Mr. Schermerhorn	Mr. Wolf 38
Mr. Fort	Mr. Lee		

For the Affirmative.

Mr. Adams	Mr. Carpenter	Mr. C. M'Kinſtry	Mr. John Smith	
Mr. Abeel	Mr. Clift	Mr. J. M'Kinſtry	Mr. John M. Smith	
Mr. Adriance	Mr. Coe	Mr. E. Mott	Mr. Platt Smith	
Mr. Baldwin	Mr. Dodge	Mr. Pearce	Mr. Tabor	
Mr. Blake	Mr. Hogeboom	Mr. Robins	Mr. P. Ten Broeck	
Mr. Burling	Mr. Honeywell	Mr. Root	Mr. S. Ten Broeck	
Mr. Burt	Mr. Landon	Mr. Schuneman	Mr. Van Benthuyſen	
Mr. Butler	Mr. Lefevre	Mr. A. Smith	Mr. Weſtcott	32

The queſtion being then put whether the Houſe did agree to the motion of Mr. Robins, it paſſed in the negative. The yeas and nays being called for by Mr. Robins, ſeconded by Mr. Wolf, were as follows, viz.

For the Negative.

Mr. Abeel	Mr. Deitz	Mr. C. Lanſing	Mr. Schermerhorn	
Mr. Adgate	Mr. Dewey	Mr. J. Lanſingh	Mr. Schuyler	
Mr. Barker	Mr. De Witt	Mr. Lefevre	Mr. Shurtleff	
Mr. Bill	Mr. Fort	Mr. M'Intire	Mr. H. Smith	
Mr. Blake	Mr. French	Mr. C. M'Kinſtry	Mr. Philip Smith	
Mr. Bruyn	Mr. Gates	Mr. J. M'Kinſtry	Mr. Platt Smith	
Mr. Butler	Mr. B. Gilbert	Mr. M'Neil	Mr. Snell	
Mr. Campbell	Mr. E. Gilbert	Mr. Oſtrom	Mr. Swart	
Mr. Carpenter	Mr. Gray	Mr. Paine	Mr. P. Ten Broeck	
Mr. Clark	Mr. Heermance	Mr. Pauling	Mr. S. Ten Broeck	
Mr. Comſtock	Mr. Henry	Mr. Peck	Mr. Thomas	
Mr. Corl	Mr. Hoag	Mr. Reynolds	Mr. Van Renſſelaer	
Mr. Crocker	Mr. Hopkins	Mr. Root	Mr. Veeder	
Mr. Cummings	Mr. King	Mr. Savage	Mr. Waren	56

For the Affirmative.

Mr. Adams	Mr. Furman	Mr. Moore	Mr. John Smith	
Mr. Adriance	Mr. Hogeboom	Mr. E. Mott	Mr. John M. Smith	
Mr. Baldwin	Mr. Honeywell	Mr. W. Mott	Mr. Joſhua Smith	
Mr. Burling	Mr. Hunt	Mr. Nexſen	Mr. Tabor	
Mr. Burt	Mr. Johnſon	Mr. Pearce	Mr. Teed	
Mr. Clift	Mr. Landon	Mr. Robins	Mr. Van Benthuyſen	
Mr. Coe	Mr. Lee	Mr. Schuneman	Mr. Weſtcott	
Mr. Dodge	Mr. Lott	Mr. Skidmore	Mr. Wolf	35
Mr. Floyd	Mr. Micheau	Mr. A. Smith		

The queſtion being then put on the motion of Mr. Hopkins, it was carried in the affirmative.

A motion was then made that the ſecond blank in the ſaid reſolution, ſhould be filled with the words "*firſt Tueſday of January*," the queſtion being put whether the Houſe did agree thereto, it was carried in the affirmative; thereupon,

Reſolved, (if the Hon. the Senate concur herein,) That the Legiſlature will adjourn this day, to meet again at the city of Albany, on the firſt Tueſday of January next.

Ordered, That Mr. Reynolds and Mr. Thomas deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. the Chancellor, was read, that it does not appear improper to the Council, that the bill intitled "An act to augment the number of artillery-men in the city and county of New-York and to regulate the ſame," and the bill entitled "An act for the further defence of this State, and for other purpoſes," ſhould ſeverally become laws of this State.

Mr. Philip Smith purſuant to notice by him for that purpoſe heretofore given, made a motion that the Houſe ſhould agree to a reſolution which was read, and is in the words following, viz.

Reſolved, (if the Hon. the Senate concur herein) That the attendant officers of the Legiſlature be and they are hereby allowed the like compenſation per day for their attendance and ſervices during the preſent meeting, as was allowed them reſpect-

ively at the laſt ſeſſion, and that the Legiſlature will make proviſion by law for the ſame.

Mr. Speaker put the queſtion whether the Houſe did agree to the ſaid reſolution, and it paſſed in the negative.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Ruſſell and Mr. Sanders, was read, that the Senate do not concur with this Houſe in their reſolution relative to the adjournment of the Legiſlature.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Ruſſell and Mr. Sanders, was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Legiſlature will adjourn on this day, to meet again at the city of Albany on the laſt Tueſday of January next.

Reſolved, That this Houſe do not concur with the Hon. the Senate in their ſaid preceding reſolution.

Ordered, That Mr Pauling and Mr. Pearce deliver a copy of the preceding reſolution to the Hon. the Senate.

By unanimous conſent of the Houſe, Mr. Hopkins made a motion that the Houſe ſhould agree to a reſolution which was read and agreed to by the Houſe and is in the words following, viz.

Reſolved, (if the Hon. the Senate concur herein) That the Clerks of the Senate and Aſſembly be and they are hereby allowed the like compenſation per day for their attendance and ſervices during the preſent meeting, as was allowed them reſpectively at the laſt ſeſſion, and that the Legiſlature will make proviſion by law for the ſame.

Ordered, That Mr. Pauling and Mr. Pearce deliver a copy of the preceding reſolution to the Hon. the Senate.

Reſolved, (if the Hon. the Senate concur herein) That the Legiſlature will adjourn this day to meet again at the city of Albany on the firſt Wedneſday of January next.

Ordered, That Mr. Gray and Mr. Hall deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Sanders and Mr. Sands, was read, that the Senate do not concur with this Houſe in their reſolution relative to compenſation to the Clerks of the two Houſes.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Sanders and Mr. Sands, was read, that the Senate do concur with this Houſe in their reſolution relative to the adjournment of the Legiſlature this day, to meet again at the city of Albany on the firſt Wedneſday of January next.

Mr. King from the ſelect committee to whom was committed the bill entitled "An act for the benefit of inſolvent debtors and their creditors," reported that the committee had gone through the bill, made amendments and agreed to the ſame, which he was directed to report to the Houſe, and he read the report in his place and delivered the ſame in at the table, where it was again read: thereupon,

Ordered, That the conſideration of the ſaid report be poſtponed until the next meeting of the Legiſlature.

Ordered, That Mr. Hall and Mr. Heermance wait on his Excellency the Governor, and inform him that the Legiſlature will immediately adjourn, unleſs his Excellency has further buſineſs to communicate to the Legiſlature.

Mr. Hall reported that purſuant to the order of the Houſe, Mr. Heermance and himſelf had waited on his Excellency the Governor, with the meſſage from this Houſe, and that his Excellency had been pleaſed to ſay, that he had not any further buſineſs to communicate to the Legiſlature.

Upon the ſuggeſtion of the committee appointed to enquire into the cauſes which have occaſioned the delay in the printing and diſtributing of the laws of the laſt ſeſſion,

Ordered, That the ſaid committee do report at the next meeting of the Legiſlature what meaſures, if any, ſhall in their opinion be neceſſary to remedy the inconveniencies complained of.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Sanders and Mr. Sands, was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein,) That the Legiſlature will immediately adjourn.

Reſolved, That this Houſe do concur with the Hon. the Senate in their ſaid reſolution.

Ordered, That Mr. Robins and Mr. Root deliver a copy of the preceding reſolution to the Hon. the Senate: thereupon,

Purſuant to concurrent reſolutions of the Senate and Aſſembly, Mr. Speaker adjourned the Houſe, to meet again at the city of Albany, on the firſt Wedneſday of January next.

THE END.

BRITISH MUSEUM